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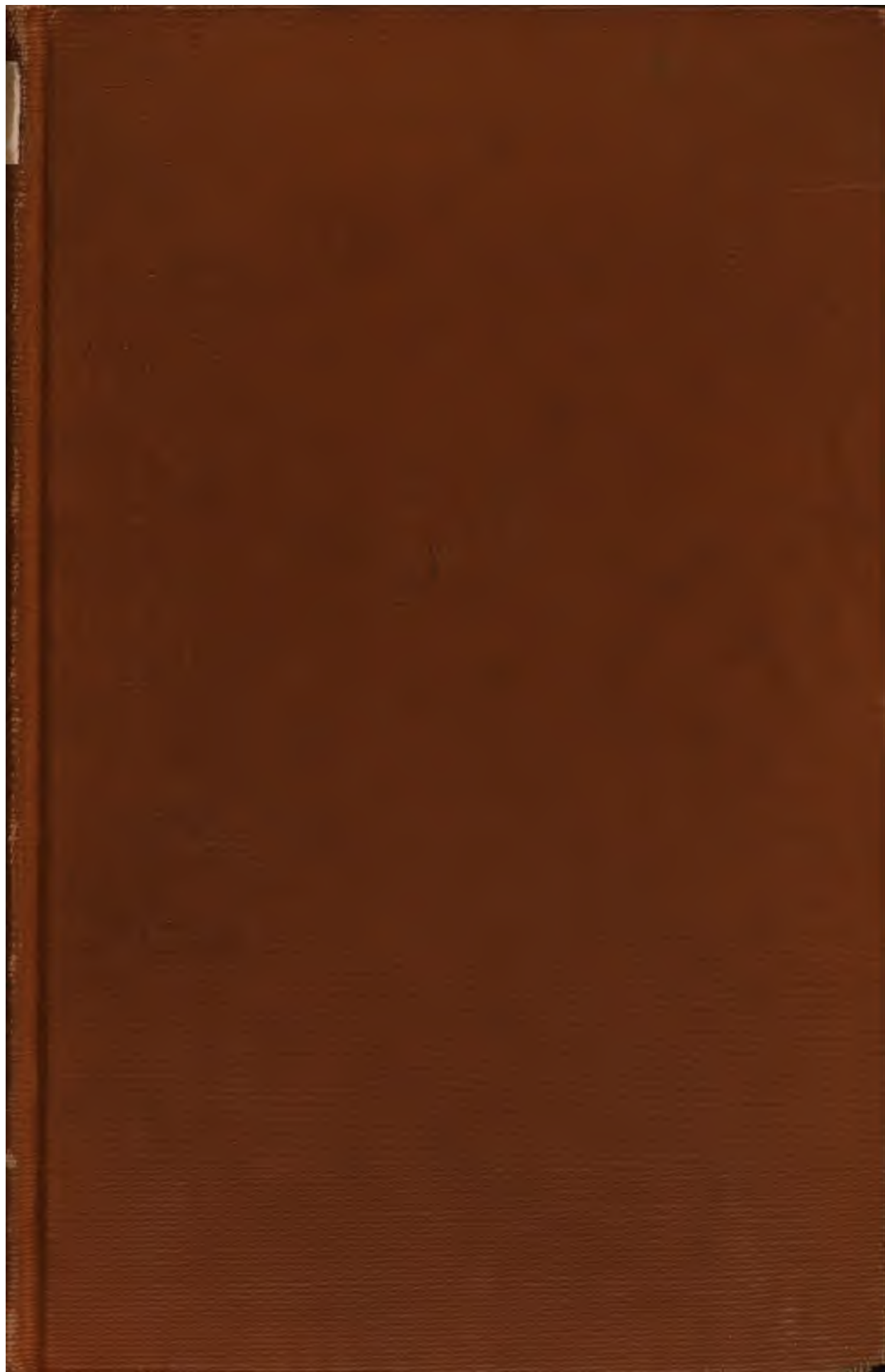
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THE  
**REVISED ORDINANCES**

OF  
1889

OF THE  
**CITY OF CAMBRIDGE,**

AS APPROVED DECEMBER 31, 1889.

WITH  
TER AND AMENDMENTS, A MUNICIPAL REGISTER,  
LES AND ORDERS OF THE CITY COUNCIL  
D OF EACH OF THE TWO BRANCHES,  
TOGETHER WITH AN INDEX.

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Published by Order of the City Council.

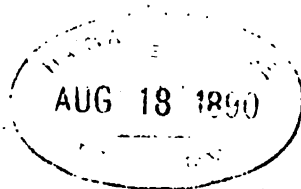
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Wm. A. Pike,  
City Clerk

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# CONTENTS.

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|   | PAGE                                   |
|---|--|
| PREFACE . . . . .   | v                                      |
| LIST OF ORDINANCES PASSED PRIOR TO THE REVISION OF 1871 . . . . .   | xi                                     |
| LIST OF ORDINANCES PASSED SUBSEQUENT TO THE REVISION OF<br>1871 AND PRIOR TO THE REVISION OF 1879 . . . . . | xviii                                  |
| LIST OF ORDINANCES PASSED SUBSEQUENT TO THE REVISION OF<br>1879 . . . . .                                   | xxii                                   |
| ORIGINAL CHARTER . . . . .  | 1                                      |
| AMENDMENTS OF CITY CHARTER . . . . .  | 12, 15, 18, 19, 20, 21, 22, 23, 25, 26 |

## ORDINANCES IN THIS VOLUME.

|  |    |
|--|----|
| GENERAL PROVISIONS . . . . .   | 29 |
| ACCOUNTS AND FINANCE . . . . .   | 31 |
| Auditor of Account . . . . .   | 31 |
| City Clerk . . . . .   | 33 |
| Standing Committees . . . . .  | 33 |
| Committee on Accounts . . . . .  | 35 |
| Payment of Money . . . . .   | 36 |
| City Officials . . . . .   | 37 |
| City Laborers . . . . .  | 38 |
| Bonds . . . . .  | 38 |
| Assessors of Taxes . . . . .   | 38 |
| Water Registrar . . . . .  | 38 |
| Treasurer and Collector . . . . .  | 38 |
| Finance Committee . . . . .  | 41 |
| CONTRACTS MADE IN BEHALF OF THE CITY . . . . .                                 | 43 |
| ASSESSORS AND TAXES . . . . .  | 45 |
| BRIDGE CHARITABLE FUND . . . . .   | 46 |
| COMMISSIONER ON BRIDGES ( West Boston, Craigie's, and Prison Point ) . . . . . | 47 |
| INSPECTION AND CONSTRUCTION OF BUILDINGS . . . . .                             | 48 |
| Superintendent of Public Buildings . . . . .                                   | 48 |
| Inspector of Buildings . . . . .   | 49 |
| External Walls . . . . .   | 53 |
| Piers and Columns . . . . .  | 54 |
| Grade of Cellars and Basements . . . . .                                       | 55 |
| Conducting Water from Roofs of Buildings . . . . .                             | 55 |
| Bonding of Walls . . . . .   | 55 |
| Timbering of Floors . . . . .  | 56 |
| Chimneys and Heating Apparatus . . . . .                                       | 56 |
| Hot Air Registers . . . . .  | 60 |
| Fire-Guards . . . . .  | 60 |
| Snow Guards on Roofs . . . . .   | 61 |
| Plumbing and House Drainage . . . . .  | 62 |



|  | PAGE |
|--|------|
| CAMBRIDGE CEMETERY . . . . .                                       | 64   |
| CITY CLERK . . . . .   | 65   |
| CLERK OF COMMITTEES . . . . .                                      | 67   |
| COMMONS AND PUBLIC GROUNDS . . . . .                               | 68   |
| DEEDS . . . . .  | 70   |
| DOGS . . . . .   | 71   |
| ENGINEERING . . . . .  | 72   |
| FEES OF CITY OFFICERS . . . . .                                    | 74   |
| FIRE DEPARTMENT . . . . .  | 75   |
| FRESH POND . . . . .   | 82   |
| GUNPOWDER . . . . .  | 84   |
| HACKNEY CARRIAGES, AND OTHER VEHICLES . . . . .                    | 85   |
| HEALTH . . . . .   | 87   |
| JUNK, OLD METALS, AND SECOND HAND ARTICLES (Sale of) . . . . .     | 88   |
| SUPERINTENDENT OF LAMPS . . . . .                                  | 90   |
| MESSANGER . . . . .  | 91   |
| OFFICE HOURS AT CITY HALL . . . . .                                | 92   |
| PAWNBROKERS . . . . .  | 93   |
| PETROLEUM . . . . .  | 94   |
| ASSISTANT CITY PHYSICIAN . . . . .                                 | 96   |
| PUBLIC LIBRARY . . . . .   | 97   |
| SALARIES . . . . .   | 99   |
| SANDERS TEMPERANCE FUND . . . . .                                  | 101  |
| CITY SCALES AND WEIGHERS . . . . .                                 | 102  |
| CITY SEAL . . . . .  | 103  |
| SEWERS . . . . .   | 105  |
| SINKING FUNDS . . . . .  | 108  |
| CITY SOLICITOR . . . . .   | 110  |
| STREETS . . . . .  | 112  |
| Superintendent of Streets . . . . .                                | 112  |
| Street Names and Numbers . . . . .                                 | 113  |
| Excavations, Obstructions, and Projections in Streets . . . . .    | 114  |
| Use of Streets . . . . .   | 115  |
| Sidewalks . . . . .  | 118  |
| Powers of Surveyors of Highways . . . . .                          | 121  |
| TELEGRAPH AND OTHER ELECTRIC LINES, CABLES, AND CONDUITS . . . . . | 122  |
| TRUANTS . . . . .  | 127  |
| UNDERTAKERS . . . . .  | 128  |
| WARDS . . . . .  | 130  |
| WARRANTS FOR ELECTIONS . . . . .                                   | 132  |
| WATER WORKS . . . . .  | 134  |
| WORK HOUSE . . . . .   | 144  |
| MUNICIPAL REGISTER . . . . .                                       | 145  |
| JOINT RULES AND ORDERS OF THE CITY COUNCIL . . . . .               | 173  |
| RULES AND ORDERS OF THE BOARD OF ALDERMEN . . . . .                | 176  |
| RULES AND ORDERS OF THE COMMON COUNCIL . . . . .                   | 180  |

## PREFACE.

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THE present revision of the ordinances of Cambridge was undertaken to meet a need which had long been recognized. The changes in the ordinances have been so frequent in recent years, and so many new subjects have been introduced, that the volume containing the last prior revision had become of uncertain value for purposes of reference, except in connection with the supplementary publication of the various amendments as made from year to year in the annual city document. Since the revision of 1879, nearly one hundred changes have been made in the body of the ordinances.

The legislative act constituting the charter of the City of Cambridge, was approved March 17, 1846. It was adopted by the people in the month of April, and the first city government thereunder was organized May 4th following. The city began its corporate existence under the law of its charter only, but during the first year thereafter, twenty-two ordinances relating to various subjects were adopted. Up to the year 1856 there was no printed volume of city ordinances, each enactment being recorded by the city clerk in a book kept for the purpose. In September, 1856, the city council adopted an order directing the committee on ordinances, "to prepare and publish a volume of the Municipal Register which should contain the city charter and amendments and all special laws in force at the time of publication." The committee was authorized to employ such assistance in the work as might be deemed necessary.

The committee on ordinances, of the year 1856, was constituted as follows:

*Aldermen* : Isaac Davis and Isaac Cutler.

*Councilmen* : A. K. P. Welch, Levi Jennings, and A. P. Griffing.

Justin A. Jacobs, Esq., was employed to compile the new volume, and A. K. P. Welch, Esq., was authorized to complete its publication.

Mr. Jacobs was chosen city clerk in the following year. All the gentlemen before mentioned are now deceased. The work

entrusted to them was done with great care, and the general plan of the revision was the same as that of the volume of laws and ordinances of the City of Boston, prepared by its city solicitor in the years 1850 and 1856.

Under an order of the city council, of the year 1869, a second revision of the ordinances of Cambridge was begun, and the work continued during the years 1870 and 1871. After repeated alterations and numerous additions the entire body of ordinances was finally adopted, and published in September, 1871. The several committees on ordinances, which had charge of the second revision were constituted as follows :

**1869.**

*Aldermen :* John S. March and Charles F. Walcott.

*Councilmen :* Samuel P. Adams, Seymour B. Snow, and Alvaro Blodgett.

**1870.**

*Aldermen :* John S. March and George W. Parke.

*Councilmen :* Samuel P. Adams, Seymour B. Snow, and William G. Hill.

**1871.**

*Aldermen :* Horatio G. Parker and Robert L. Sawin.

*Councilmen :* Ezra Parmenter, Augustus P. Clarke, and Francis M. Mason.

This revision was prepared under the supervision of Justin A. Jacobs, City Clerk.

In 1877 a supplement to the revised ordinances was printed, containing the ordinances passed from 1871 up to that date, with notes and references to every chapter and section which had been amended subsequent to the last revision.

This supplement was prepared under the direction of the committee of ordinances, of the year of 1877, which was composed of the following persons :

*Aldermen :* George F. Piper and Charles J. McIntire.

*Councilmen :* Archibald M. Howe, Z. H. Thomas, Jr., and Samuel Noyes, Jr.

In 1879, the printed revision of copies of 1871 had become scarce; and as nearly a hundred ordinances—many of them important—had been passed in the interval, it was deemed expedi-

ent to make a new revision. Accordingly, the following order was passed by the city council, March 19, 1879, and approved by the mayor, March 21, 1879:

*“Ordered, That the committee on ordinances be authorized and instructed to revise the city ordinances, with power to ask such assistance as may be required of the city solicitor.”*

The committee consisted of the following persons:

*Aldermen:* Moses G. Howe and Edwin H. Blake.

*Councilmen:* John Conlan, Charles Walker, and Joseph W. Smith.

In pursuance of the order the work of revision was delegated by the committee on ordinances to the chairman of that committee on the part of each branch of the city council, who acted in consultation with the city solicitor, John W. Hammond, Esq., since appointed judge of the Superior Court of this Commonwealth. The committee reported to the city council in print in June, 1879, and its report with numerous changes and additions was finally adopted December 31, 1879.

The subject of another revision of the city ordinances was agitated as early as the year 1887; but no action was taken thereon, during that year. The following order was passed July 24, and approved by the mayor, the same day.

*“Ordered, That the committee on ordinances be instructed to revise the city ordinances, and in connection with such revision to prepare a compilation of such of the special laws of the Commonwealth as relate to this city, together with the “Poor Laws.” The new revision to contain references to such of the Public Statutes, requiring acceptance by the cities as have been accepted by this city, and such other references to the Public Statutes as may be deemed of value in connection with such revision. Said committee is further authorized to employ such legal assistance on the work of the aforesaid revision and compilation as the committee may require. The cost of such legal assistance as may be employed under this order, not to exceed the sum of five hundred dollars, the same to be charged to the appropriation for incidental expenses.”*

The following were the committee on ordinances for the year 1888:

*Aldermen:* P. Allen Lindsay and William T. Neilon.

*Councilmen:* Thomas Houllahan, James F. Aylward, and Freeman Hunt.

The committee began the consideration of the subject of the revision in the month of August, and

“ *Voted*, That Judge William H. Orcutt be employed in the revision and compilation of the ordinances as authorized by order of the city council, dated July 24, 1888.”

Several meetings were held by the committee and some progress was made in the work. The sum appropriated for legal assistance being found insufficient, on the recommendation of the committee a further sum of five hundred dollars was authorized to be expended under an order approved in December. Subsequently the entire matter was referred to the city council of 1889, the committee on ordinances of which year entered upon the work early in the month of January. Every chapter was carefully revised by Judge Orcutt, and subsequently presented to the committee for its approval. The committee on ordinances for 1889 was constituted as follows:

*Aldermen*: Alvin F. Sortwell and James F. Aylward.

*Councilmen*: Thomas Houllahan, George E. Carter, and Edward C. Wheeler, all of whom gave personal attention to the work of revision. They completed their portion of the labor in eleven sittings, and reported to the city council in the month of June. The report was laid over until after the summer adjournment. Upon the reassembling of the city council, in September, consideration of the subject was resumed, and after several changes and amendments, the entire revision was finally adopted, December 31, 1889.

The changes in the body of the ordinances, that have been made in the course of this revision, are, undoubtedly, more important in character and more numerous than those of any former revision. Several ordinances have been introduced upon new subjects, while some of the heretofore existing ordinances have been greatly modified or wholly stricken out. The ordinances relating to “Contracts,” “The Inspection and Construction of Buildings,” “Fresh Pond,” “Hackney Carriages,” “Pawnbrokers,” and “Telegraph and other Electric Lines, Cables and Conduits,” are all of recent origin and not included in the volume containing the revision of 1879.

The heretofore existing ordinance in relation to “Police,” is omitted from the present revision as unnecessary, the subject being wholly within the jurisdiction of the board of aldermen.

The compilation of the numerous legislative acts relating to the City of Cambridge was made by Judge Orcutt under authority of the order of July, 1888, hereinbefore recited.

In cases where the acceptance by the city is required under the provisions of any act, to render such act operative, the fact of such acceptance is noted, and the date thereof given.

The city charter, and the various amendments which follow, constitute the present charter of the city. The so-called amended charter heretofore printed in the volume of our city ordinances, having no official value, is omitted herefrom.

The development of a code of municipal laws in our city, during the forty-four years of its corporate existence, has been slow in its process as compared with the growth of the city in population and wealth. During all these years many provisions of ordinance, long since become obsolete or inoperative, have been continued through the various revisions heretofore made. New subjects of legislation coming, from time to time, before the city council, have demanded and awaited the passage of ordinances for their regulation. It has been the aim of the committee in charge of this work, to eliminate all unnecessary ordinances from the present volume, and to report such new provisions as are necessary to meet the exigencies of the present day.

|                    |   |
|--------------------|---|
| ALVIN F. SORTWELL, | } <i>Committee<br/>on<br/>Ordinances<br/>for the year<br/>1889.</i> |
| JAMES F. AYLWARD,  |   |
| THOMAS HOULLAHAN,  |   |
| GEORGE E. CARTER,  |   |
| EDWARD C. WHEELER, |   |



# LIST OF ORDINANCES

CONTAINED IN THE

## PRIOR REVISIONS OF THE ORDINANCES.

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1. An ordinance prescribing the manner of recording the ordinances of the city. Passed May 11, 1846.
2. An ordinance relating to the execution of deeds by the city. Passed May 11, 1846.
3. An ordinance providing for the appointment of surveyors of highways. Passed May 11, 1846.
4. An ordinance prescribing the mode of appointing certain city officers. Passed May 18, 1846.
5. An ordinance prescribing the form of warrants, and mode of serving and returning the same. Passed May 18, 1846.
6. An ordinance establishing a system of accountability in the expenditures of the city. Passed May 25, 1846.
7. An ordinance directing the manner in which the ordinances of the city council, and the orders of the mayor and aldermen, shall be promulgated. Passed June 9, 1846.
8. An ordinance establishing the salary of the collector of taxes. Passed June 9, 1846.
9. An ordinance relating to the powers and duties of the school committee. Passed June 9, 1846.
10. An ordinance to establish a city seal. Passed June 9, 1846.
11. An ordinance directing to what uses fines and penalties shall be appropriated. Passed June 16, 1846.
12. An ordinance to prevent unlawful and injurious practices in the streets and other public places in the city. Passed June 16, 1846.
13. An ordinance providing for the appointment, and prescribing the duties, of city marshal, and establishing a city watch. Passed June 30, 1846.
14. An ordinance for the prevention of fires. Passed July 14, 1846.
15. An ordinance prescribing the duties of weighers of hay and other articles. Passed July 14, 1846.
16. An ordinance relating to the assessment and collection of taxes. Passed July 14, 1846.
17. An ordinance for the removal of nuisance, sources of filth, and causes of sickness within the city of Cambridge. Passed July 28, 1846.
18. An ordinance in addition to "An ordinance relating to the assessment and collection of taxes." Passed August 18, 1846.
19. An ordinance establishing the office of superintendent of streets, and prescribing his duties. Passed August 25, 1846.



20. An ordinance establishing the salaries of sundry city officers. Passed September 22, 1846.
21. An ordinance to establish a city seal. Passed December 28, 1846.
22. An ordinance establishing the salary of the mayor of the city of Cambridge. Passed March 22, 1847.
23. An ordinance repealing certain ordinances. Passed April 29, 1847.
24. An ordinance for the suppression of disturbances on the Lord's Day. Passed June 16, 1847.
25. An ordinance in addition to "An ordinance establishing a system of accountability in the expenditures of the city." Passed June 16, 1847.
26. An ordinance in addition to "An ordinance prescribing the duties of the weighers of hay and other articles." Passed June 16, 1847.
27. An ordinance restraining the going at large of dogs within the city of Cambridge. Passed June 23, 1847.
28. An ordinance establishing the salaries of certain city officers. Passed June 23, 1847.
29. An ordinance establishing a workhouse in the city of Cambridge. Passed August 11, 1847.
30. An ordinance to prevent racing and immoderate driving of horses in the streets of the city. Passed September 29, 1847.
31. An ordinance supplementary to "An ordinance establishing a system of accountability in the expenditures of the city." Passed October 19, 1847.
32. An ordinance in addition to "An ordinance for the removal of nuisances, sources of filth, and causes of sickness within the city of Cambridge." Passed February 1, 1848.
33. An ordinance establishing the salaries of certain city officers. Passed September 26, 1848.
34. An ordinance relating to the collection of taxes. Passed May 22, 1849.
35. An ordinance in addition to "An ordinance establishing the office of superintendent of streets, and prescribing his duties." Passed May 22, 1849.
36. An ordinance in addition to "An ordinance prescribing the duties of the weighers of hay and other articles." Passed May 31, 1849.
37. An ordinance in addition to "An ordinance establishing a system of accountability in the expenditures of the city." Passed August 28, 1849.
38. An ordinance in relation to burial grounds, and the interment of the dead. Passed September 11, 1849.
39. An ordinance establishing the salary of the mayor of the city of Cambridge. Passed March 26, 1850.
40. An ordinance in addition to "An ordinance relating to the powers and duties of the school committee." Passed April 9, 1850.
41. An ordinance establishing the salary of the superintendent of streets of the city of Cambridge. Passed October 1, 1850.
42. An ordinance determining the boundaries of the wards of the city of Cambridge, and the number of members of the common council which each ward shall be entitled to elect. Passed January 28, 1851.
43. An ordinance in addition to "An ordinance providing for the appointment and prescribing the duties of the city marshal, and establishing a city watch." Passed May 13, 1851.

44. An ordinance relating to the public health. Passed May 27, 1851.
45. An ordinance relating to the salary of the treasurer and collector. Passed July 15, 1851.
46. An ordinance relating to the laying out and acceptance of streets. Passed August 26, 1851.
47. An ordinance establishing the salaries of the chief and assistant engineers of the fire department. Passed August 26, 1851.
48. An ordinance establishing a system of accountability in the expenditures of the city. Passed April 27, 1852.
49. An ordinance establishing the salaries of certain city officers. Passed May 18, 1852.
50. An ordinance relating to main drains or common sewers. Passed June 29, 1852.
51. An ordinance in addition to "An ordinance to prevent unlawful and injurious practices in the streets and other public places in the city." Passed June 31, 1853.
52. An ordinance providing for the appointment and prescribing the duties of city marshal, and establishing a city watch. Passed May 31, 1853.
53. An ordinance in addition to "An ordinance for the removal of nuisances, sources of filth, and causes of sickness within the city of Cambridge." Passed July 19, 1853.
54. An ordinance relating to the salary of the city marshal. Passed July 19, 1853.
55. An ordinance establishing the salary of the superintendent of drains. Passed July 19, 1853.
56. An ordinance in further addition to "An ordinance for the removal of nuisances, sources of filth, and causes of sickness within the city of Cambridge." Passed September 6, 1853.
57. An ordinance in relation to truant children, and absentees from school. Passed January 16, 1854.
58. An ordinance in addition to "An ordinance providing for the appointment and prescribing the duties of city marshal, and establishing a city watch." Passed August 14, 1854.
59. An ordinance in addition to "An ordinance establishing a work-house in the city of Cambridge." Passed October 16, 1854.
60. An ordinance establishing a fire department, and providing for preventing and extinguishing fires. Passed December 26, 1854.
61. An ordinance establishing a system of accountability in the expenditures of the city. Passed February 26, 1855.
62. An ordinance providing for the appointment and prescribing the duties of a city marshal. Passed January 31, 1856.
63. An ordinance relating to the salary of the board of assessors. Passed March 25, 1856.
64. An ordinance in addition to "An ordinance providing for the appointment and prescribing the duties of city marshal, and establishing a city watch." Passed March 27, 1856.
65. An ordinance in further addition to "An ordinance to prevent unlawful and injurious practices in the streets and other public places in the city." Passed April 22, 1856.
66. An ordinance relating to the salary of the justice of the police court. Passed May 26, 1856.
67. An ordinance relating to the salary of the mayor of the city of Cambridge. Passed June 18, 1856.

68. An ordinance establishing a workhouse in the city of Cambridge. Passed September 21, 1856.
69. An ordinance establishing the office of superintendent of lamps, and prescribing his duties. Passed September 24, 1856.
70. An ordinance determining the boundaries of the wards of the city of Cambridge, and the number of members of the common council which each ward shall be entitled to elect. Passed October 29, 1856.
71. An ordinance in addition to "An ordinance establishing a fire department, and providing for preventing and extinguishing fires." Passed November 4, 1856.
72. An ordinance in addition to "An ordinance establishing a system of accountability in the expenditures of the city." Passed December 8, 1856.
73. An ordinance establishing the compensation of the city treasurer and the collector of taxes. Passed December 8, 1856.
74. An ordinance establishing the office of city messenger, and prescribing his duties. Passed December 24, 1856.
75. An ordinance relating to the revised ordinances. Passed December 24, 1856.
76. An ordinance in addition to "An ordinance providing for the appointment and prescribing the duties of city marshal." Passed September 30, 1857.
77. An ordinance providing for a division of the city of Cambridge into five wards, and for determining the boundaries thereof, and the number of members of the common council which each ward shall be entitled to elect. Passed October 21, 1857.
78. An ordinance establishing the salary of the mayor of the city. Passed December 7, 1857.
79. An ordinance establishing the salary of the chief of police. Passed December 23, 1857.
80. An ordinance in relation to the fund to be received from the Hancock Free Bridge Corporation. Passed December 30, 1857.
81. An ordinance relating to the West Boston and Canal Bridges. Passed January 29, 1858.
82. An ordinance providing for the care and charge of West Boston and Canal Bridges. Passed March 17, 1858.
83. An ordinance in relation to city bonds. Passed May 28, 1858.
84. An ordinance in addition to "An ordinance in relation to the duties of the city messenger." Passed June 23, 1858.
85. An ordinance in relation to the Dana Library. Passed June 30, 1858.
86. An ordinance providing for the election, and prescribing the duties, of assistant assessors. Passed October 20, 1858.
87. An ordinance establishing the salary of the city clerk. Passed March 5, 1859.
88. An ordinance in addition to "An ordinance restraining the going at large of dogs within the city of Cambridge." Passed June 22, 1859.
89. An ordinance in addition to "An ordinance relating to drains and common sewers." Passed October 12, 1859.
90. An ordinance in addition to "An ordinance in relation to the Dana Library." Passed November 9, 1859.
91. An ordinance concerning the transporting of gunpowder through and in the city of Cambridge. Passed October 2, 1860.

92. An ordinance in relation to watering streets. Passed January 2, 1861.
93. An ordinance in relation to the salary and duties of the city treasurer and collector of taxes. Passed January 2, 1861.
94. An ordinance in relation to the care of school-houses. Passed May 1, 1861.
95. An ordinance in relation to certain duties of the city clerk. Passed May 15, 1861.
96. An ordinance in relation to the disbursement of the appropriation for volunteers and their families. Passed June 5, 1861.
97. An ordinance in addition to "An ordinance in relation to the fund to be received from the Hancock Free Bridge Corporation." Passed July 10, 1861.
98. An ordinance in addition to the "Ordinance in relation to streets." Passed December 18, 1861.
99. An ordinance in relation to the keeping of swine. Passed January 1, 1862.
100. An ordinance in addition to "An ordinance in relation to the keeping of swine." Passed May 21, 1862.
101. An ordinance in addition to the "Ordinance in relation to finance." Passed September 10, 1862.
102. An ordinance for the prevention of certain nuisances. Passed September 10, 1862.
103. An ordinance in addition to the "Ordinance in relation to the fire department." Passed September 17, 1862.
104. An ordinance in addition to "An ordinance providing for a division of the city of Cambridge into five wards, and for determining the boundaries thereof, and the number of members of the common council which each ward shall be entitled to elect." Passed November 20, 1862.
105. An ordinance in addition to "An ordinance in relation to streets." Passed December 24, 1862.
106. An ordinance in relation to the examining, certifying, and auditing of accounts and claims against the city. Passed March 11, 1863.
107. An ordinance in relation to giving notice of intention to build. Passed March 18, 1863.
108. An ordinance in addition to "An ordinance in relation to streets." Passed April 22, 1863.
109. An ordinance in relation to watering streets. Passed May 6, 1863.
110. An ordinance in addition to the "Ordinance in relation to streets." Passed May 6, 1863.
111. An ordinance in addition to "An ordinance in relation to health." Passed September 2, 1863.
112. An ordinance in relation to the salary of the treasurer. Passed November 11, 1863.
113. An ordinance in relation to the board of assessors. Passed November 11, 1863.
114. An ordinance in relation to the office and duties of superintendent of streets and drains. Passed February 24, 1864.
115. An ordinance establishing the salaries of certain city officers. Passed March 9, 1864.
116. An ordinance in relation to the duties of the engineers of the fire department. Passed March 9, 1864.
117. An ordinance in further addition to the "Ordinance in relation to the fire department." Passed June 8, 1864.

118. An ordinance in relation to the construction and repair of reservoirs and hydrants. Passed June 22, 1864.
119. An ordinance in relation to the sale of junk, old metals, and second-hand articles. Passed October 26, 1864.
120. An ordinance in relation to the Sanders Temperance Fund. Passed December 6, 1864.
121. An ordinance in relation to the salary of the chief engineer of the fire department. Passed March 1, 1865.
122. An ordinance in addition to the "Ordinance in relation to finance." Passed March 1, 1865.
123. An ordinance in addition to "An ordinance in relation to finance." Passed May 17, 1865.
124. An ordinance providing for the care and management of the Cambridge water works. Passed May 31, 1865.
125. An ordinance in addition to the ordinance relating to "streets," and "Providing for the care and charge of West Boston and Canal Bridges." Passed September 27, 1865.
126. An ordinance in relation to the bridge fund, and the care and maintenance of West Boston and Canal Bridges. Passed May 16, 1866.
127. An ordinance in relation to the compensation of the school committee, and of the secretary of said board. Passed May 16, 1866.
128. An ordinance establishing the salary of the chief of police, and defining his duties. Passed May 30, 1866.
129. An ordinance in addition to "An ordinance providing for the care and management of the water works." Passed July 25, 1866.
130. An ordinance establishing the salary of the city clerk, and for other purposes. Passed December 19, 1866.
131. An ordinance in addition to "An ordinance in relation to burial grounds, and the interment of the dead." Passed December 26, 1866.
132. An ordinance in addition to "An ordinance providing for the care and management of the Cambridge water works." Passed April 24, 1867.
133. An ordinance establishing the office of city engineer and surveyor. Passed April 24, 1867.
134. An ordinance establishing the compensation of the officers and members of the fire department. Passed June 5, 1867.
135. An ordinance establishing the office hours of the city treasurer and collector. Passed September 11, 1867.
136. An ordinance in further addition to "An ordinance providing for the care and management of the Cambridge water works." Passed September 11, 1867.
137. An ordinance in addition to the "Ordinance in relation to streets." Passed November 20, 1867.
138. An ordinance in further addition to "An ordinance providing for a division of the city of Cambridge into five wards, and for determining the boundaries thereof, and the number of members of the common council which each ward shall be entitled to elect." Passed November 20, 1867.
139. An ordinance in relation to the establishing and maintenance of schools for the education of persons over fifteen years of age. Passed December 18, 1867.

140. An ordinance to provide for the appointment of a superintendent of public schools. Passed December 26, 1867.
141. An ordinance establishing the salaries of certain officers, and for other purposes. Passed September 16, 1868.
142. An ordinance in amendment of an ordinance entitled "An ordinance in relation to giving notice of intention to build." Passed November 24, 1868.
143. An ordinance in further addition to "An ordinance providing for the care and management of the Cambridge water works." Passed December 2, 1868.
144. An ordinance providing for the care and management of the fire department, and for the compensation of its officers and members. Passed December 16, 1868.
145. An ordinance in relation to the care and management of the Cambridge water works. Passed December 23, 1868.
146. An ordinance relating to the department of engineering and surveying. Passed December 30, 1868.
147. An ordinance in addition to "An ordinance in relation to the compensation of the school committee, and of the secretary of said board." Passed February 24, 1869.
148. An ordinance in relation to the compensation of policemen. Passed March 2, 1869.
149. An ordinance in addition to "An ordinance in relation to sewers." Passed November 24, 1869.
150. An ordinance in aid of the Dana Library. Passed December 22, 1869.
151. An ordinance in relation to giving notice of intention to build, and for maintaining the lines of streets. Passed December 29, 1869.
152. An ordinance in relation to the care and maintenance of West Boston and Craigie's Bridges. Passed May 24, 1871.
153. An ordinance in relation to street numbers. Passed May 31, 1871.
154. An ordinance increasing the salary of the four assistant engineers. Passed July 11, 1871.
155. An ordinance in amendment of the revised ordinances. Passed September 6, 1871.

The foregoing ordinances were all consolidated into the revised ordinances of 1871.

# LIST OF ORDINANCES

PASSED SUBSEQUENT TO THE

REVISION OF THE ORDINANCES OF 1871.

1. An ordinance creating the office of clerk of committees. Passed December 13, 1871.
2. An ordinance in relation to protection from fire. Passed December 27, 1871.
3. An ordinance in relation to the fire department. Passed December 27, 1871.
4. An ordinance providing for the appointment of a city solicitor, and prescribing his duties. Passed January 17, 1872.
5. An ordinance in addition to the ordinance relating to accounts and finance. Passed March 20, 1872.
6. An ordinance relating to the water loan. Passed April 3, 1872.
7. An ordinance in relation to police. Passed April 17, 1872.
8. An ordinance relating to the compensation of the driver and members of the hook and ladder company, and the forfeiture of compensation of the members of the fire department. Passed May 22, 1872.
9. An ordinance in relation to moneys received for care of lots in Cambridge cemetery. Passed October 16, 1872.
10. An ordinance in relation to the compensation of members of the fire department. Passed November 20, 1872.
11. An ordinance in relation to the boundaries of the several wards, and the number of members of the common council to be elected by each ward. Passed November 27, 1872.
12. An ordinance concerning bonds of the water loan. Passed April 17, 1873.
13. An ordinance relating to the compensation of members of the fire department. Passed April 17, 1873.
14. An ordinance relating to licenses. Passed April 23, 1873.
15. An ordinance in relation to the salaries of the city clerk and auditor of accounts. Passed May 7, 1873.
16. An ordinance creating the office of superintendent of public buildings. Passed June 18, 1873.
17. An ordinance in relation to bow-windows and other projections from buildings. Passed July 2, 1873.
18. An ordinance in relation to the compensation of the engineers of the fire department. Passed July 9, 1873.
19. An ordinance in relation to the water works. Passed July 9, 1873.
20. An ordinance in relation to the going at large of domestic fowls and goats. Passed July 23, 1873.

21. An ordinance in relation to sewers. Passed September 10, 1873.
22. An ordinance amending the "Ordinance providing for the appointment of a city solicitor, and prescribing his duties," etc. Passed September 24, 1873.
23. An ordinance relating to the salaries and duties of the board of assessors. Passed October 8, 1873.
24. An ordinance providing for the annual publication of city ordinances. Passed November 19, 1873.
25. An ordinance amending the "Ordinance relating to streets." Passed December 24, 1873.
26. An ordinance abolishing the office of superintendent of public buildings. Passed March 4, 1874.
27. An ordinance repealing section one of the ordinance relating to schools. Passed March 11, 1874.
28. An ordinance in relation to the collection of junk. Passed April 1, 1874.
29. An ordinance in relation to the election of certain city officers. Passed April 15, 1874.
30. An ordinance in relation to moving buildings. Passed April 22, 1874.
31. An ordinance in amendment of the "Ordinance in relation to streets." Passed June 1, 1874.
32. An ordinance in amendment of the "Ordinance in relation to health." Passed July 6, 1874.
33. An ordinance in amendment of the "Ordinance in relation to health." Passed October 5, 1874.
34. An ordinance in amendment of an "Ordinance in addition to the ordinance relating to accounts and finance." Passed November 2, 1874.
35. An ordinance in amendment of the "Ordinance in relation to health." Passed November 23, 1874.
36. An ordinance in amendment of the "Ordinance in relation to streets." Passed November 23, 1874.
37. An ordinance in amendment of the "Ordinance in relation to the fire department." Passed November 23, 1874.
38. An ordinance in amendment of the "Ordinance in relation to lamps." Passed December 7, 1874.
39. An ordinance in amendment of the "Ordinance in relation to accounts and finance." Passed December 15, 1874.
40. An ordinance in amendment of the "Ordinance in relation to streets." Passed February 10, 1875.
41. An ordinance in amendment of the "Ordinance in relation to deeds." Passed March 3, 1875.
42. An ordinance in relation to sewers. Passed May 26, 1875.
43. An ordinance amending Chapter I. of the revised ordinances. Passed September 30, 1875.
44. An ordinance in relation to the collection of junk and other articles. Passed October 6, 1875.
45. An ordinance regulating the matter of carriage hire by the city council or committees thereof. Passed November 24, 1875.
46. An ordinance in amendment of an "Ordinance in relation to sewers." Passed December 8, 1875.
47. An ordinance in amendment of an "Ordinance amending Chapter I. of the revised ordinances." Passed December 8, 1875.



48. An ordinance in relation to rates for water used for fire hydrants and for watering streets; being in amendment of Chapter XXIX. of the revised ordinances. Passed December 22, 1875.
49. An ordinance in relation to sinking funds. Passed December 22, 1875.
50. An ordinance in relation to sinking funds. Passed December 29, 1875.
51. An ordinance in relation to the payment of certain laborers to be employed by the water board in connecting and improving certain ponds, under special authority from the city council. Passed January 19, 1876.
52. An ordinance in amendment of an "Ordinance in relation to sinking funds." Passed March 1, 1876.
53. An ordinance in relation to payment of city employes. Passed March 15, 1876.
54. An ordinance in relation to Prison Point Bridge, being in amendment of Chapter XXV. of the revised ordinances. Passed March 22, 1876.
55. An ordinance in relation to the fire department. Passed May 3, 1876.
56. An ordinance establishing the salaries of certain city officers. Passed September 20, 1876.
57. An ordinance in relation to the water works. Passed October 4, 1876.
58. An ordinance establishing the salary of the treasurer of the board of commissioners of the sinking funds of the city. Passed December 2, 1876.
59. An ordinance concerning the care and management of the Bridge charitable fund. Passed December 13, 1876.
60. An ordinance in relation to the water works. Passed December 27, 1876.
61. An ordinance in relation to the construction of buildings. Passed December 27, 1876.
62. An ordinance in amendment of the "Ordinance concerning the care and management of the Bridge charitable fund." Passed January 24, 1877.
63. An ordinance in amendment of the "Ordinance in relation to police." Passed February 21, 1877.
64. An ordinance in amendment of "An ordinance in relation to sinking funds." Passed March 21, 1877.
65. An ordinance in relation to the construction of buildings. Passed April 11, 1877.
66. An ordinance in amendment of "An ordinance in relation to the fire department." Passed April 18, 1877.
67. An ordinance in relation to the boundaries of the several wards, and the number of the members of the common council to be elected by each ward. Passed October 31, 1877.
68. An ordinance in amendment of an ordinance in relation to the auditor of accounts. Passed November 14, 1877.
69. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed December 5, 1877.
70. An ordinance in amendment of an ordinance in relation to the city messenger. Passed December 5, 1877.

71. An ordinance establishing the salary of the city clerk. Passed December 26, 1877.
72. An ordinance in relation to accounts and finance. Passed January 2, 1878.
73. An ordinance establishing the office of assistant city clerk. Passed January 2, 1878.
74. An ordinance relating to the board of health. Passed January 2, 1878.
75. An ordinance relating to fees of city officers. Passed January 2, 1878.
76. An ordinance in amendment of "An ordinance in relation to the water works." Passed January 2, 1878.
77. An ordinance in relation to the board of health. Passed January 23, 1878.
78. An ordinance establishing the office of city physician. Passed January 23, 1878.
79. An ordinance in relation to office hours at the city hall. Passed February 27, 1878.
80. An ordinance in relation to the salaries of certain city officers. Passed April 17, 1878.
81. An ordinance in relation to licenses. Passed May 15, 1878.
82. An ordinance in amendment of "An ordinance in relation to ordinances." Passed June 5, 1878.
83. An ordinance in amendment of "An ordinance in relation to streets." Passed June 5, 1878.
84. An ordinance in amendment of "An ordinance in relation to taxes." Passed June 5, 1878.
85. An ordinance in relation to the payment of salaries of city officers. Passed June 19, 1878.
86. An ordinance to establish the salaries of certain city officers. Passed July 31, 1878.
87. An ordinance in relation to health. Passed July 31, 1878.
88. An ordinance in relation to the fire department. Passed December 4, 1878.
89. An ordinance in relation to accounts and finance. Passed December 4, 1878.
90. An ordinance in relation to shades and awnings. Passed January 1, 1879.
91. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed April 2, 1879.
92. An ordinance in relation to shades and awnings. Passed April 16, 1879.
93. An ordinance in amendment of "An ordinance in relation to the fire department." Passed April 30, 1879.
94. An ordinance in amendment of "An ordinance in relation to streets." Passed May 21, 1879.
95. An ordinance in amendment of "An ordinance in relation to the Dana Library." Passed May 28, 1879.
96. An ordinance in amendment of "An ordinance in relation to the fire department." Passed June 4, 1879.

The foregoing ordinances were consolidated into, or repealed by, the revised ordinances of 1879.

# ORDINANCES

PASSED SINCE

## THE REVISION OF THE ORDINANCES OF 1879.

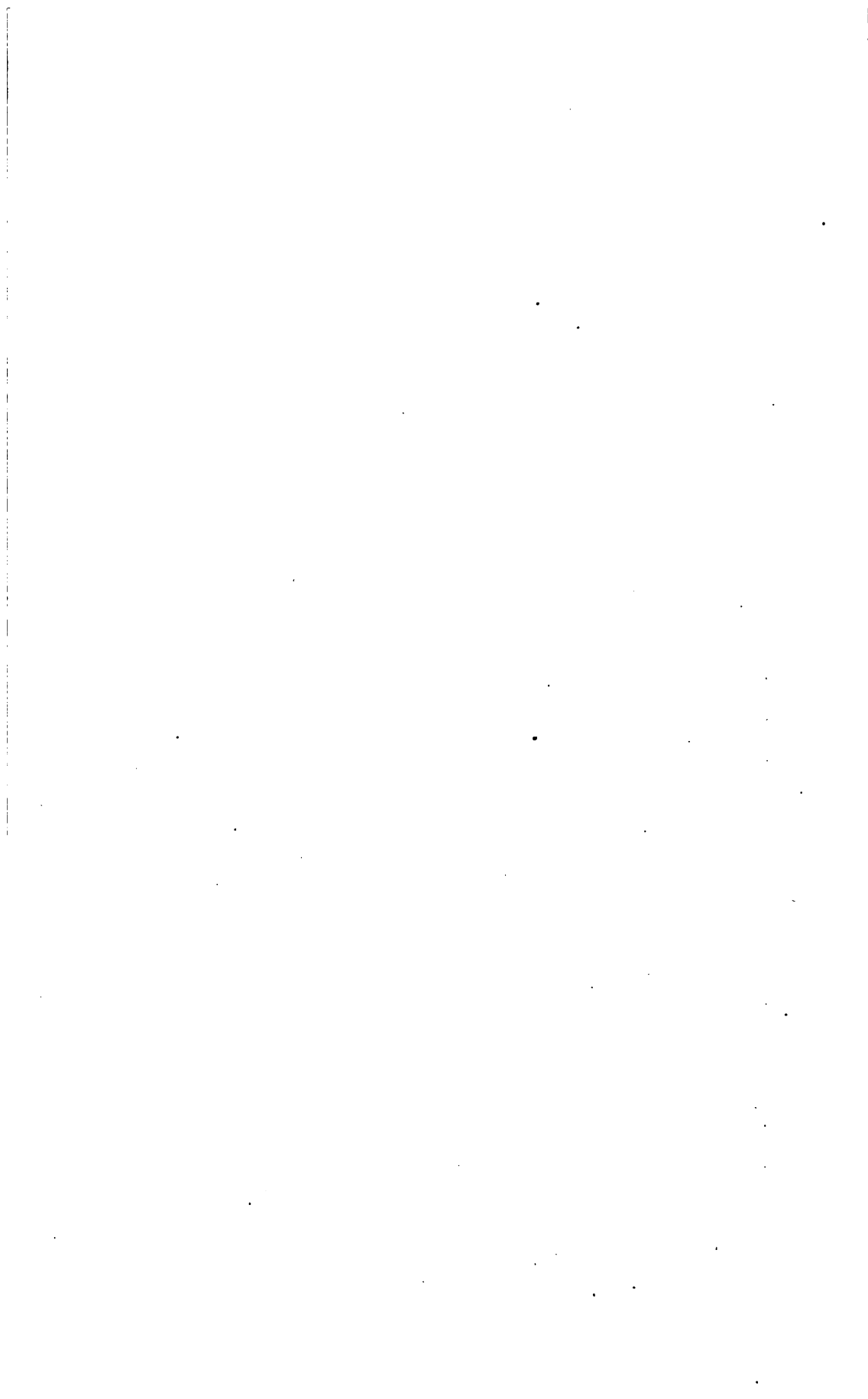
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1. An ordinance in relation to the salary of the city physician. Passed March 2, 1880.
2. An ordinance in amendment of the thirty-sixth chapter of the revised ordinances. Passed June 2, 1880.
3. An ordinance establishing the salary of the inspector of vinegar. Passed November 3, 1880.
4. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed November 3, 1880.
5. An ordinance in amendment of "An ordinance in relation to the Cambridge Public Library." Passed November 17, 1880.
6. An ordinance in amendment of "An ordinance in relation to sinking funds." Passed November 17, 1880.
7. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed November 17, 1880.
8. An ordinance in relation to the compensation of the assistant city clerk. Passed March 23, 1881.
9. An ordinance in amendment of the "Ordinance in relation to the water works." Passed May 18, 1881.
10. An ordinance in amendment of "An ordinance in relation to streets." Passed December 7, 1881.
11. An ordinance in amendment of "An ordinance in relation to streets." Passed December 28, 1881.
12. An ordinance in amendment of "An ordinance in relation to sewers." Passed December 28, 1881.
13. An ordinance in amendment of "An ordinance in relation to the fire department." Passed December 28, 1881.
14. An ordinance in amendment of "An ordinance in relation to salaries." Passed April 5, 1882.
15. An ordinance in relation to the compensation of the clerk of the board of engineers of the fire department. Passed April 5, 1882.
16. An ordinance in amendment of "An ordinance in relation to water works." Passed April 12, 1882.
17. An ordinance in relation to the salary of the superintendent of lamps. Passed June 28, 1882.
18. An ordinance in amendment of "An ordinance in relation to streets." Passed July 19, 1882.
19. An ordinance in relation to the boundaries of the several wards, and the number of members of the common council to be elected in each ward. Passed October 25, 1882.

20. An ordinance substituting the words "Third District Court of Eastern Middlesex," for the words "Police Court." Passed November 29, 1882.
21. An ordinance in amendment of "An ordinance in relation to sewers." Passed December 27, 1882.
22. An ordinance in amendment of "An ordinance in relation to the city physician." Passed December 27, 1882.
23. An ordinance in amendment of "An ordinance in relation to the pay of city laborers." Passed February 19, 1883.
24. An ordinance in relation to the salaries of certain city officers. Passed March 19, 1883.
25. An ordinance in relation to the compensation of members of the fire department. Passed March 28, 1883.
26. An ordinance in relation to the salary of the city messenger. Passed April 9, 1883.
27. An ordinance in amendment of "An ordinance in relation to water works." Passed April 9, 1883.
28. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed April 9, 1883.
29. An ordinance in relation to uniforms for the permanent men of the fire department. Passed April 28, 1883.
30. An ordinance in relation to the compensation of members of the police force. Passed May 14, 1883.
31. An ordinance repealing "An ordinance in relation to the salary of the city physician." Passed June 11, 1883.
32. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed July 30, 1883.
33. An ordinance in relation to the salaries of the assistant assessors. Passed September 17, 1883.
34. An ordinance in amendment of "An ordinance in relation to water works." Passed April 9, 1884.
35. An ordinance in relation to the salary of the inspector of milk. Passed April 28, 1884.
36. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed May 19, 1884.
37. An ordinance in amendment of "An ordinance in relation to water works." Passed July 14, 1884.
38. An ordinance in relation to the salary of the mayor. Passed September 20, 1884.
39. An ordinance in relation to the salary of the city engineer. Passed September 16, 1884.
40. An ordinance in relation to the salary of the superintendent of lamps. Passed November 17, 1884.
41. An ordinance in amendment of "An ordinance in relation to water works." Passed December 22, 1884.
42. An ordinance in amendment of "An ordinance in relation to water works." Passed February 17, 1885.
43. An ordinance in amendment of "An ordinance in relation to water works." Passed March 24, 1885.
44. An ordinance in relation to the compensation of the board of assessors. Passed May 8, 1885.
45. An ordinance in amendment of "An ordinance in relation to streets." Passed May 8, 1885.

46. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed May 19, 1885.
47. An ordinance in relation to the salary of the assistant city physician. Passed July 14, 1885.
48. An ordinance in relation to the salary of the chief engineer of the fire department. Passed July 14, 1885.
49. An ordinance in relation to the salary of the clerk of the common council. Passed October 20, 1885.
50. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed November 10, 1885.
51. An ordinance in relation to the inspection and construction of buildings. Passed December 3, 1885.
52. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed December 16, 1885.
53. An ordinance in amendment of "An ordinance in relation to streets." Passed December 16, 1885.
54. An ordinance in amendment of "An ordinance in relation to water works." Passed December 23, 1885.
55. An ordinance in amendment of "An ordinance in relation to the Cambridge cemetery." Passed December 30, 1885.
56. An ordinance in amendment of "An ordinance in relation to streets." Passed December 30, 1885.
57. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed December 30, 1885.
58. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed December 30, 1885.
59. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed January 26, 1886.
60. An ordinance in amendment of "An ordinance in relation to accounts and finance." Passed March 10, 1886.
61. An ordinance in relation to the compensation of the harbor master. Passed April 14, 1886.
62. An ordinance in relation to the boundaries of the several wards, and the number of members of the common council to be elected in each ward. Passed May 26, 1886.
63. An ordinance in amendment of "An ordinance in relation to sewers." Passed June 3, 1886.
64. An ordinance in amendment of "An ordinance in relation to city scales and weighers." Passed October 6, 1886.
65. An ordinance in amendment of "An ordinance in relation to the compensation of the call members of the fire department." Passed October 6, 1886.
66. An ordinance in amendment of "An ordinance in relation to sinking funds." Passed November 27, 1886.
67. An ordinance in relation to weekly payments. Passed December 1, 1886.
68. An ordinance in relation to the salaries of the assistant engineers of the fire department. Passed December 9, 1886.
69. An ordinance in amendment of "An ordinance in relation to streets." Passed December 22, 1886.
70. An ordinance in amendment of "An ordinance in relation to weekly payments." Passed December 29, 1886.
71. An ordinance in amendment of "An ordinance in relation to accounts and finance, and an ordinance in relation to fees of city officers." Passed December 29, 1886.

72. An ordinance in relation to the employment of city laborers. Passed December 29, 1886.
73. An ordinance in relation to the inspection and construction of buildings, adopted December 3, 1885, with amendments of 1886 incorporated. Passed December 29, 1886.
74. An ordinance in relation to the salary of the city clerk. Passed January 12, 1887.
75. An ordinance in relation to the salary of the assistant city clerk. Passed January 12, 1887.
76. An ordinance in amendment of "An ordinance in relation to the salary of the assistant city clerk." Passed January 19, 1887.
77. An ordinance in amendment of "An ordinance in relation to streets." Passed January 19, 1887.
78. An ordinance in amendment of "An ordinance in relation to streets." Passed March 2, 1887.
79. An ordinance in amendment of "An ordinance in relation to taxes." Passed March 2, 1887.
80. An ordinance in amendment of "An ordinance in relation to taxes." Passed May 25, 1887.
81. An ordinance in relation to the compensation of the members of the police force. Passed July 13, 1887.
82. An ordinance in relation to commons and public grounds. Passed November 17, 1887.
83. An ordinance in relation to the salary of the city messenger. Passed March 13, 1888.
84. An ordinance in amendment of "An ordinance in relation to fire department." Passed May 8, 1888.
85. An ordinance in amendment of "An ordinance in relation to streets." Passed May 22, 1888.
86. An ordinance in amendment of "An ordinance in relation to fire department." Passed June 26, 1888.
87. An ordinance in relation to the foreman of hook and ladder company No. 2. Passed June 26, 1888.
88. An ordinance in amendment of "An ordinance in relation to sinking funds." Passed September 11, 1888.
89. An ordinance in relation to the erection and maintenance of telegraph, telephone, and electric light poles and posts for the support of wires for the transmission of electricity. Passed November 1, 1888.
90. An ordinance in relation to the salary of the superintendent of lamps. Passed December 5, 1888.
91. An ordinance in relation to the compensation of the sergeant of police detailed as court officer. Passed December 26, 1888.
92. An ordinance concerning gate-boxes, man-holes, or other permanent openings in streets. Passed December 26, 1888.
93. An ordinance in relation to the compensation of the permanent members of the fire department. Passed December 26, 1888.
94. An ordinance in amendment of "An ordinance in relation to the Cambridge Public Library." Passed January 2, 1889.
95. An ordinance in amendment of "An ordinance in relation to water works." Passed January 2, 1889.
96. An ordinance in relation to the salary of the clerk of committees. Passed January 2, 1889.



## ORIGINAL CHARTER.\*

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| <ol style="list-style-type: none"> <li>1. Corporate powers.</li> <li>2. City government. Quorum. Election of mayor and aldermen. Common councilmen to be residents of the ward for which they are chosen.</li> <li>3. Division into three wards. Number of members of common council.</li> <li>4. Annual meeting for the election of city officers.</li> <li>5. General and ward meetings.</li> <li>6. Election of ward officers. Same to be sworn. Certificate of oath. Powers and duties of warden. Inspectors of elections. Duties of ward clerk. Election of common councilmen. Certificates of election.</li> <li>7. Election of mayor and aldermen. Failure to elect mayor or aldermen. Vacancy in office of mayor by death or otherwise.</li> <li>8. Organization of city government. Oath of office. Certificate of oath.</li> <li>9. Powers and duties of mayor. Salary of mayor.</li> <li>10. Meetings of mayor and aldermen.</li> <li>11. Powers and duties of mayor and aldermen.</li> <li>12. Examination and return of votes for county, state, or national officers. Failure to elect representatives to general court. General meeting of the citizens. Board of aldermen to judge of election of its members. Vacancy.</li> <li>13. Fire department.</li> <li>14. Common council a separate body. President. Clerk.ittings to be public. To judge of elections of its members. Vacancy.</li> </ol> | <ol style="list-style-type: none"> <li>15. Powers of city council.</li> <li>16. By-laws. Fines and forfeitures. Complaints.</li> <li>17. Duties of city council. Annual financial statement.</li> <li>18. City council may lay out new streets or ways.</li> <li>19. City council may construct drains and sewers.</li> <li>20. Board of health.</li> <li>21. City council may provide for election of necessary officers. Members of city council ineligible to other offices.</li> <li>22. City clerk. Duties.</li> <li>23. City treasurer. Collector of taxes, etc. Vacancies in certain boards.</li> <li>24. Number of representatives to general court.</li> <li>25. Number of members of common council.</li> <li>26. School committee. Overseers of the poor. Assessors and assistant assessors. Mayor to be chairman of the school committee and overseers of the poor.</li> <li>27. Election of county, state, and national officers.</li> <li>28. Provisions for first election under city charter.</li> <li>29. Organization of city government for 1846.</li> <li>30. Annual town meeting for 1846 suspended.</li> <li>31. Transfer of records, etc.</li> <li>32. Repeal of certain acts.</li> <li>33. Power of the legislature to alter the charter.</li> <li>34. Act to be submitted to the inhabitants.</li> <li>35. When to go into operation.</li> </ol> |
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SECTION 1. The inhabitants of the town of Cambridge, Corporate powers. 1846, c. 109.  
in the county of Middlesex, shall continue to be a body  
corporate and politic, under the name of the city of Cam-  
bridge; and, as such, shall have, exercise, and enjoy all  
the rights, immunities, powers, and privileges, and shall be sub-  
ject to all the duties and obligations, now incumbent upon,  
and appertaining to, said town, as a municipal corporation.

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\*The act of the legislature of Massachusetts, establishing the city of Cambridge, was passed March 17, 1846, and adopted by the inhabitants of Cambridge, March 30, 1846. (See town records, vol. F, page 7.) For amendments of the city charter, see *post*.



City govern-  
ment.

SECT. 2. The administration of all the fiscal, prudential, and municipal affairs of said city, and the government thereof, shall be vested in one principal officer, to be styled the mayor; one council of six, to be denominated the board of aldermen; and one council of twenty, to be denominated the board of common council, — which two boards shall, in their joint capacity, be denominated the city council. A majority of each board shall constitute a quorum for the transaction of business. No member of either board shall receive any compensation for his services.

Quorum.

Election of  
mayor and  
aldermen.

The mayor and aldermen shall be chosen by the inhabitants of the city at large, voting in their respective wards.

Common  
councilmen to  
be residents of  
the ward for  
which they are  
chosen.

The members of the common council shall be apportioned among the several wards, as nearly as may be, according to the number of inhabitants therein; and each ward shall elect the number of common councilmen to which it shall be entitled on such apportionment, from persons who shall be residents in the ward by which they shall be chosen.

Division into  
three wards.

SECT. 3. The city of Cambridge hereby is, and shall continue to be, divided into three wards; and the boundaries thereof shall be the same as the boundaries of the wards into which the town of Cambridge is now divided. But the city council shall, once in five years, and not oftener, revise the same, and may, by a vote of not less than two-thirds of the members of each board present, and voting thereon, so alter the boundaries of said wards as shall be most for the convenience of the inhabitants thereof. For the first five years after the passage of this act, the ward now known as ward number one shall elect five members of the common council; the ward now known as ward number two shall elect nine members of the common council; and the ward now known as ward number three shall elect six members of the common council.

Number of  
members of  
common  
council.

Annual meet-  
ing for the  
election of city  
officers.

SECT. 4. The annual meeting of the inhabitants for the choice of city officers shall be holden on the first Monday in March; and all city and ward officers who are chosen by the people shall be chosen by ballot, and shall hold their respective offices for one year from the first Monday in April succeeding the annual meeting, and until others shall be chosen and qualified to act in their stead.

General and  
ward meetings

SECT. 5. All meetings of the inhabitants for the purpose of voting at elections, or for the transaction of municipal affairs, whether in general or in ward meetings, shall be holden in pursuance of warrants for that purpose, which shall be issued by the mayor and aldermen, and shall be in such form, and served and returned in such manner, and at such time, as the city council by any by-law shall direct.

Election of  
ward officers.

SECT. 6. Each ward, at the annual meeting, shall choose for itself a warden, clerk, and three inspectors of elections

who shall be sworn to the faithful and impartial discharge of their respective duties relative to elections ; a certificate that said oath has been taken shall be entered in the records of the ward by the clerk thereof.

Same to be sworn.  
Certificate of oath.

The warden shall preside at all ward meetings, and shall be invested with all the powers, and shall perform all the duties, of a moderator of town meetings. If, at any such meeting, the warden shall not be present, the clerk shall call the meeting to order, and preside until a warden *pro tempore* shall be chosen ; and if the clerk shall not be present, a clerk *pro tempore* shall be chosen.

Powers and duties of warden.

The inspectors of elections shall, at all meetings, aid and assist the warden in preserving order, and in assorting and counting the votes ; and all votes shall be assorted, counted, recorded, and declared, in open ward meeting.

Inspectors of elections.

The clerk shall record in the ward records the votes and proceedings of all ward meetings, and shall enter on said record the names of all persons voted for, and the number of votes given for each, in words at length, and shall, within twenty-four hours after each and every ward meeting holden for the purpose of any election, deliver to the city clerk a true copy of the record of such election, certified by himself, the warden, and a majority of the inspectors. The clerk shall deliver to his successor in office all the records, record-books, journals, documents, papers, and other things held by him in his capacity of clerk of the ward.

Duties of ward clerk.

Each ward shall also, at the annual meeting, choose the number of common councilmen which it shall be entitled to elect. But if the choice of ward officers or common councilmen cannot be conveniently effected or completed on that day, the meeting shall be adjourned from day to day, to complete the choice. The clerk of the ward shall, within twenty-four hours after such choice, deliver to the respective persons elected common councilmen a certificate of their election, signed by himself, the warden, and a majority of the inspectors.

Election of common councilmen.

Certificate of election.

SECT. 7. The qualified voters in each ward shall, at the annual meeting, give in to the warden and inspectors their votes for a mayor and six aldermen ; a copy of the record of which shall be delivered to the city clerk, as provided in the preceding section. The city clerk shall, immediately after receiving said copies, enter the same, or a plain and intelligible abstract thereof, on the city records, and then lay said copies before the mayor and aldermen, who shall thereupon examine the same, and cause the persons who shall have been chosen mayor and aldermen, respectively, by a majority of votes in all the wards, to be notified in writing of their election.

Election of mayor and aldermen.

If a mayor, or the whole number of aldermen, shall not

Failure to  
elect mayor or  
aldermen.

have been so elected, or if either of the persons elected shall refuse to accept the office to which he was chosen, the mayor and aldermen shall make a record of the fact, and forthwith issue their warrant for another election; and the same proceedings shall be had, in all respects, as are provided in this section for the choice of mayor and aldermen; and the same shall be repeated, from time to time, until a mayor and the whole number of aldermen shall have been chosen.

Vacancy in  
office of mayor  
by death or  
otherwise.

Whenever the office of mayor shall become vacant, by death, resignation, or otherwise, the boards of aldermen and common council shall, respectively, by vote, declare the same, and the cause thereof, and the expediency of filling such vacancy, and the two boards shall thereupon meet in convention, and elect a mayor to fill such vacancy so long as said cause shall continue, or until a new election.

Organization  
of city govern-  
ment.

SECT. 8. The mayor, aldermen, and common council shall, before entering on the duties of their office, be sworn to the faithful performance of the duties of their respective offices, and for that purpose shall meet in convention on the first Monday in April in each year, at ten of the clock in the forenoon, when such oath may be administered to the mayor elect, if present, by any judge of any court of record in the commonwealth, or by any justice of the peace for the county of Middlesex; and to the aldermen and common councilmen by the mayor, he being first sworn as aforesaid, or by such justice of the peace. A certificate that such oath has been taken shall be entered in the journal of the mayor and aldermen, and of the common council, by their respective clerks. If, from any cause, the mayor, or any one or more of the aldermen or common councilmen, shall not be present on the first Monday in April, to take the oath required of them, the same may be administered to them at any time thereafter, before entering on the duties of their office.

Oath of office.

Certificate of  
oath.

Powers and  
duties of  
mayor.

SECT. 9. The mayor, thus chosen and qualified, shall be the chief executive officer of the city. He shall cause the laws and regulations of the city to be executed and enforced. He shall exercise a general supervision over the conduct of all subordinate officers, and cause their violation or neglect of duty to be punished. He may call special meetings of the boards of aldermen and common council, or either of them, when in his opinion the interests of the city require it, by causing a notification to be left at the usual dwelling-place of each member of the board or boards to be convened. He shall, from time to time, communicate to said boards, respectively, such information, and recommend such measures, as the interests of the city shall in his judgment require. He shall preside in the board of aldermen, and in joint meeting of the two boards; but shall have a casting vote only. He shall have the exclusive power of nomina-

tion in all cases in which appointments are directed to be made by the mayor and aldermen; but such nominations shall be confirmed or rejected by the board of aldermen. He shall be *ex officio* chairman of the school committee, and of the board of overseers of the poor. His salary for the first year under this charter shall be six hundred dollars, and no more. He shall afterwards receive for his services such salary as the city council shall determine, payable at stated periods, and shall receive no other compensation; but such salary shall not be increased or diminished during his continuance in office.

Salary of  
mayor.

SECT. 10. The mayor and aldermen shall compose one board, and shall sit and act together as one body, at all meetings of which the mayor shall preside, if present; but in his absence, the board may choose a chairman for the time being. All their sittings shall be public, when not engaged in executive business.

Meetings of  
mayor and  
aldermen.

SECT. 11. The executive powers of the city and the administration of police, with all the powers heretofore vested by law in the Selectmen of Cambridge, shall be vested in the mayor and aldermen, as fully as if the same were herein specifically enumerated. They shall have exclusive power to appoint a city marshal and assistants, a constable or constables, and all other police officers, and to remove the same from office, for sufficient cause. They may require the marshal and constables, before entering on the duties of their office, to give bonds, with sufficient sureties, to any reasonable amount, upon which the like proceedings and remedies may be had as are by law provided in case of constables' bonds required by selectmen of towns in this commonwealth. They shall have power to grant licenses to innholders and victuallers, and retailers within the city, in the same manner as the mayor and aldermen of the city of Boston now have by provision of law. They shall prepare, revise, correct, and post up, in the manner that selectmen of towns are required to do, an alphabetical list of voters in each ward of the city; and for that purpose shall have access to the assessor's books and lists, and be entitled to the aid and assistance of the assessors, collector, and other city officers, and shall deliver the list so prepared and corrected to the clerks of the respective wards, to be used at elections. And they shall do and perform all the duties which the selectmen of towns are by law required to do and perform within their respective towns, unless it be otherwise provided in this Act.

Powers and  
duties of  
mayor and  
aldermen.

SECT. 12. The mayor and aldermen shall, within two days after every meeting of the inhabitants holden for the choice of county, state, or United States officers, examine and compare the copies of the record of votes returned from all the

Examination  
and return of  
votes for  
county, state  
or national  
officers.

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| Failure to elect representatives to general court.                         | wards, and make out returns of the same, including the names of all the persons voted for, and the number of votes given for each ; which returns shall be signed by the mayor and a majority of the aldermen, and countersigned by the city clerk, and shall be transmitted or delivered in the manner that similar returns are required to be made by selectmen of towns. They shall notify the persons chosen to represent the city in the general court, of their election, within three days after the choice ; and if the whole number of representatives determined upon by the city council shall not have been chosen at any such meeting, they shall forthwith issue their warrant for a new election, conformably to the constitution and laws of the commonwealth.  |
| General meeting of the citizens.   | The mayor and aldermen shall issue their warrant for a general meeting of the inhabitants, for any constitutional or legal purpose, whenever requested to do so, in writing, by thirty legal voters.  |
| Board of aldermen to judge of election of its members.<br>Vacancy.         | The board of aldermen shall be the final judge of the election and qualification of its members ; and whenever a vacancy shall occur therein, by death, resignation, or otherwise, may order a new election.  |
| Fire department. 1832, c. 139. 1836, c. 87.                                | SECT. 13. An Act establishing the fire department in the town of Cambridge, passed March seventeenth, one thousand eight hundred and thirty-two, and an Act in addition thereto, passed March thirtieth, one thousand eight hundred and thirty-five, shall continue in force, and all the power and authority now vested in the selectmen of Cambridge, in relation to the fire department in that town, shall be transferred to, and vested in, the mayor and aldermen.  |
| Common council a separate body.  | SECT. 14. The persons chosen and qualified as members of the common council shall sit and act together as one body, distinct from the mayor and aldermen, except when the two bodies are required to meet and act in convention. The said council shall, from time to time, choose one of its members to preside at all meetings of the board, and preserve order therein ; and shall also choose a clerk, who shall be sworn to the faithful discharge of the duties of that office, and shall hold such office during the pleasure of the council. The clerk so chosen and qualified shall attend the common council when in session, and keep a journal of its acts, votes, and proceedings, and perform such other services in his said office as the council may require. All sittings of the common council shall be public. The common council shall be the final judge of the election and qualifications of its members ; and whenever a vacancy shall occur therein, by death, resignation, or otherwise, may order a new election. |
| President.<br>Clerk.   | SECT. 15. All the powers now vested by law in the town of Cambridge, or in the inhabitants thereof, as a municipal corporation, shall be vested in the city council, composed as  |
| Sittings to be public.<br>To judge of election of its members.<br>Vacancy. |   |
| Powers of city council.  |   |

provided in the second section, and shall be exercised by concurrent vote, each board having a negative on the other.

SECT. 16. The city council shall have power to make all such salutary and needful by-laws as towns, by the laws of the commonwealth, have power to make, and to annex penalties, not exceeding twenty dollars, for the breach thereof; which by-laws shall take effect and be in force from the time therein limited, without the sanction or confirmation of any other authority whatever. All such by-laws and all city ordinances shall be duly published, and in such newspaper or newspapers as the city council shall direct. All fines and forfeitures for the violation of any by-law or ordinance of the city shall be recovered by complaint before any justice of the peace for the county of Middlesex, and shall enure to such uses as the city council shall direct; but the party prosecuted shall have the right of appeal to the court of common pleas, in the same manner, and upon the same terms and conditions, as are provided by law for appeals from the judgment of justices of the peace in other criminal prosecutions. It shall be sufficient, in any such complaint, to set out the offence plainly and substantially; but the by-laws or ordinance on which the complaint is founded need not be recited or set out.

By-laws.

Fines and forfeitures.  
Complaints.

SECT. 17. The city council shall take proper care that no money be paid out from the city treasury unless previously granted and appropriated; shall secure a just and proper accountability from all persons intrusted with the receipt, custody, or disbursement of the moneys or funds of the city; shall have the care and superintendence of the city buildings and all city property; and the power to let or sell what may be legally let or sold, and to purchase property, real or personal, in the name, and for the use of the city, whenever the interest or convenience of the city shall require it. The city council shall, once in every year, at least, publish, for the use and information of the inhabitants, a particular account of the receipts and expenditures of the city, and a schedule of the property and debts of the city.

Duties of city council.

Annual financial statement.

SECT. 18. The city council shall have exclusive authority and power to lay out new streets or ways within said city, and to estimate the damage which any person shall sustain thereby; but all petitions and questions relating to the laying out, widening, altering, or discontinuing of any street or way shall be first acted on by the mayor and aldermen. Any person aggrieved by the decision or judgment of the mayor and aldermen, or of the city council, in relation to the laying out, widening, altering, or discontinuing of any street or way, or in the estimate of damages, may, within six months thereafter, make complaint to the county commissioners in the county of Middlesex; upon which com-

City council may lay out new streets or ways.

plaint the same proceedings shall be had as are provided in the twenty-fourth chapter of the revised statutes, in cases where persons are aggrieved by the decision or judgment of selectmen of towns.

City council  
may construct  
drains and  
sewers.

SECT. 19. The city council shall have the power to construct drains and common sewers through any highways, streets, or private lands, paying the owners such damage as they shall sustain thereby; and to require all persons to pay a reasonable sum for the right to open any drain into such public drain or common sewer.

Board of  
health.

SECT. 20. All the power and authority now vested by law in the board of health for the town of Cambridge shall be transferred to, and vested in, the city council, and shall be carried into execution by the appointment of health commissioners, or in such other manner as the city council shall determine.

City council  
may provide  
for election of  
necessary officers.

SECT. 21. The city council shall have the power to provide for the appointment or election of all necessary officers for the good government of the city, not otherwise provided for, and to prescribe their duties and fix their compensation; but no person shall be elected by the city council, or appointed by the mayor and aldermen, to any office of emolument, who, at the time of his election or appointment, shall be a member of the board of aldermen, or of the common council.

Members of  
city council in-  
eligible to  
other offices.

City clerk.

SECT. 22. The city council shall, annually, in the month of April, meet in convention, and elect by joint ballot, a city clerk who shall be sworn to the faithful discharge of the duties of his office, and shall hold his office one year, and until another shall be chosen and qualified; removable, however, at the pleasure of the city council. The city clerk shall be *ex officio* clerk of the board composed of the mayor and aldermen. He shall keep a journal of all the votes and proceedings of the mayor and aldermen, and also of the city council when sitting in convention, and shall perform such other duties as the mayor and aldermen or the city council shall prescribe. He shall also perform all the duties, and exercise all the powers incumbent upon, and vested in, the town clerk of the town of Cambridge. He shall deliver to his successor in office, as soon as chosen and qualified, all journals, records, record-books, papers, documents, or other things held by him in his capacity of city clerk.

Duties of city  
clerk.

City treasurer,  
collector of  
taxes, etc.  
Vacancies in  
certain boards.

SECT. 23. The city council shall also, in the month of April, annually, in convention and by joint ballot, elect a city treasurer, a collector of taxes, and all other subordinate officers, who are not chosen by the inhabitants or appointed by the mayor and aldermen; and shall also fill all vacancies which shall exist in the boards of assessors, assistant assessors, overseers of the poor, or school committee, by reason of

a failure to elect by the inhabitants at the annual meeting. The candidates for filling such vacancies shall be determined in the manner provided by the constitution of the commonwealth for fixing upon candidates to fill vacancies in the state senate.

SECT. 24. The city council shall, annually, in the month of October, meet in convention, and determine the number of representatives which the city shall elect to the general court, and publish such determination, which shall be conclusive; and the number thus determined shall be specified in the warrant calling the meeting for the election of representatives.

Number of representatives to general court.

SECT. 25. The city council shall, in the month of January, in the year one thousand eight hundred and fifty-one, and once in every five years thereafter, determine the number of members of the common council which each ward shall be entitled to elect, as provided in the second section.

Number of members of common council.

SECT. 26. The qualified voters of the city, at the annual meeting, shall choose seven persons for a school committee, two of whom shall be residents in ward number one, three in ward number two, and two in ward number three; six persons to be overseers of the poor, two of whom shall be residents in each ward; three persons to be assessors one of whom shall be a resident in each ward; and such number of assistant assessors as the city council shall determine. The assessors and assistant assessors shall be sworn to the faithful discharge of the duties of their office, and shall perform all such duties as the assessors of towns are required by law to perform; and the boards of school committee and overseers of the poor, with the mayor as chairman of each, shall perform all such duties as the school committee and overseers of the poor in towns are required by law to perform.

School committee.

Overseers of the poor.

Assessors and assistant assessors.

Mayor to be chairman of school committee and overseers of the poor.

SECT. 27. All meetings of the inhabitants, for the election of county, state, or United States officers who are voted for by the people, shall be held in their respective wards, at the time fixed by law for those elections respectively.

Election of county, state, and national officers.

SECT. 28. After the acceptance of this act by the inhabitants of the town of Cambridge, and during the month of April in the present year, the selectmen of said town, for the purpose of the first election under this charter, shall issue their warrant for a meeting of the inhabitants in their respective wards, for the choice of all city officers who are directed to be chosen by the people, and such county officers as are to be voted for by other towns in the county of Middlesex at their annual meeting in the present year. Such warrant shall be served seven days, at least, before the time appointed for said meeting, and shall designate the time and place of the meeting in the respective wards.

Provisions for first election under city charter.

At said meeting, the wards respectively shall choose a

Same subject.



warden, clerk, three inspectors of elections, and the number of members of the common council which they are entitled to elect by the third section of this act; and shall also give in their votes for a mayor, six aldermen, seven members of the school committee, six overseers of the poor, three assessors, and such county officers as are then to be voted for.

Same subject.

If the whole number of ward officers or common councilmen, in either ward, cannot be chosen on that day, the meeting may be adjourned from day to day, to complete the choice. The clerks of the respective wards shall deliver certificates to the persons elected members of the common council, and copies of the record of the election to said selectmen, within the time, and signed and certified in the manner, provided in the sixth section. The selectmen shall, within two days after receiving said returns, examine and compare the same, ascertain the result of the election, and give notice in writing, to the persons chosen mayor and aldermen, of their election. If a mayor, or the whole number of aldermen, shall not have been elected at such meeting, the selectmen shall forthwith issue their warrant for another meeting, as provided in this section; and the same proceedings shall be had and repeated, until a mayor and six aldermen shall have been chosen. Any legal voter in the respective wards may call the said first meeting to order, and preside until a warden shall have been chosen.

Organization  
of city govern-  
ment for 1846.

SECT. 29. Immediately after the election of city officers, as provided in the preceding section, the said selectmen shall appoint a place, and some day not later than the first Monday in June of the present year, for the first meeting of the city council, and for the organization of the city government established by this act; and shall give notice thereof in writing to all the city officers elect, and shall also publish a notice thereof in one or more newspapers printed in Boston.

Same subject.

The mayor, aldermen, members of the common council, and all other city officers elect, shall meet at the time and place designated in such notices, and shall respectively take the oath required of them by this act, and shall then enter upon and perform all the duties of their respective offices, in the same manner as if they had been elected prior to the first Monday in April of the present year.

Annual town  
meeting for  
1846 sus-  
pended.

SECT. 30. The annual town meeting of the town of Cambridge, for the present year, shall be suspended, and may be holden in the month of May or June, if this act shall not be adopted by the inhabitants of the town, as provided in the thirty-fourth section.

Transfer of  
records, etc.

SECT. 31. All officers of the town of Cambridge, having the care and custody of any records, papers, or property belonging to said town, shall deliver the same to the city

clerk within one week after his entering upon the duties of his office.

SECT. 32. All acts and parts of acts, inconsistent with the provisions of this act, are hereby repealed. Repeal of certain Acts.

SECT. 33. Nothing in this act contained shall be so construed as to prevent the legislature from altering or amending the same, whenever they shall deem it expedient. Power of legislature to alter the charter.

SECT. 34. This act shall be void, unless the inhabitants of the town of Cambridge, at a legal town meeting, called for that purpose, shall, by a majority of the voters present, and voting thereon by ballot, determine to adopt the same, within twenty days after its passage. Act to be submitted to the inhabitants.

SECT. 35. This act shall go into operation from and after its passage. When to go into operation.

## AMENDMENT OF CITY CHARTER.\*

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| <ol style="list-style-type: none"> <li>1. Alteration of time of holding annual election.</li> <li>2. Alteration of time of electing city clerk, city treasurer, and collector of taxes, and of filling vacancies in certain boards.</li> <li>3. Commencement of municipal year.</li> <li>4. Boundaries of wards, and number of members of common council.</li> <li>5, 6. Fire department.</li> </ol> | <ol style="list-style-type: none"> <li>7. City council may lay out new streets or ways. Damages.</li> <li>8. City council may fill vacancies in certain boards.</li> <li>9. Accountability of all boards and officers for public money.</li> <li>10. No contract to exceed specific appropriation therefor.</li> <li>11. Repeal of certain Acts.</li> <li>12. Act to be submitted to inhabitants.</li> </ol> |
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Alteration of time of holding annual election. 1853, c. 155.

Original charter. § 4. Proviso.

Alteration of time of electing city clerk, city treasurer, and collector of taxes, and of filling vacancies in certain boards.

Proviso.

SECTION 1. The election of mayor, aldermen, and common councilmen, and such other officers of the city of Cambridge as are now by law to be chosen on the first Monday in March annually, shall in future be made on the first Monday in December annually; and the said officers, so chosen, shall hold their respective offices for the same term of time, and the same proceedings shall be had in relation to such elections, as are provided in the act entitled, "An Act to establish the city of Cambridge," to which this is in addition: *provided*, nevertheless, that the next choice of the said city officers, after the acceptance of this act by the inhabitants of the said city of Cambridge, as hereinafter provided, shall be made at such time, and in such manner, as are prescribed in the act aforesaid: and the officers so elected shall severally hold their offices until the first Monday of January next succeeding such election; anything in this act to the contrary notwithstanding.

SECT. 2. The election of a city clerk, a city treasurer, and a collector of taxes, who are now by law to be chosen, and all vacancies which are now by law to be filled, by the city council, in the month of April annually, shall in future be respectively made and filled by the city council in the month of January annually, in the like form and manner, and for the same term of service, as are prescribed in the act to which this act is in addition: *provided*, nevertheless, that the next choice of such officers, and the next vacancies occurring, after the acceptance of this act by the inhabitants aforesaid, as hereinafter provided, shall be made and filled at such time, and in such manner, as are prescribed in the act aforesaid, to which this is in addition; and the officers so elected shall severally hold their offices until the first Mon-

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\* This act in addition to an act to establish the city of Cambridge, was passed April 14, 1853, and adopted by the inhabitants of the city, December 5, 1853. (See records, vol. H, page 83.)

day in January next succeeding such election; anything in this act to the contrary notwithstanding.

SECT. 3. The officers chosen by virtue of this act shall enter upon the duties of their respective offices on the first Monday in January in each year, and shall be liable to all the duties and restrictions, and shall exercise all the powers, to which the said officers are respectively subject or entitled, by virtue of the act to which this is in addition, and of all other acts having relation to this subject-matter.

Commence-  
ment of  
municipal  
year.

SECT. 4. The boundaries of the several wards, and the number of members of the common council which each ward shall be entitled to elect, shall continue to be the same as at present established, until the month of October, in the year one thousand eight hundred and fifty-six; at which time, and once in every five years thereafter, the city council shall revise the same, and make such alterations therein, in like form and manner, as are prescribed in the act to which this is in addition.

Boundaries of  
wards and  
number of  
members of  
common coun-  
cil.

SECT. 5. The city council of the city of Cambridge may establish a fire department for the said city, to consist of so many engineers and other officers, and so many enginemen and other members, as the city council, by ordinance, shall, from time to time, prescribe; and the said city council shall have authority to make such provisions in regard to the time and mode of appointment, and the occasion and mode of removal, of either such officers or members, and to make such requisitions in regard to their conduct and government, and to the management and conduct of fires and persons attending at fires, subject to the penalties provided for the breach of the city by-laws, as they shall deem expedient: *provided*, that the appointment of enginemen, hosemen, and hook-and-ladder men, shall be made by the mayor and aldermen exclusively.

Fire depart-  
ment.

SECT. 6. An act establishing a fire department in the town of Cambridge, passed March seventeenth, in the year one thousand eight hundred and thirty-two, and an act in addition thereto, passed March thirtieth, in the year one thousand eight hundred and thirty-five, shall continue in force, except in regard to the power of making by-laws and publishing the same, and except also in so far as they are otherwise inconsistent with the preceding section, in which respects they shall be void.

Same subject.

SECT. 7. The city council shall have exclusive power and authority to lay out new streets or ways within the said city, and to estimate the damage which any person shall sustain thereby; but all petitions and questions relating to the laying out, widening, altering, or discontinuing of any street or way, shall be first acted upon by the mayor and aldermen. Any person dissatisfied with the decision of the city council

City council  
may lay out  
new streets or  
ways.

**Damages.**

in the estimate of damages may, within six months thereafter, make a complaint to the county commissioners, in the county of Middlesex; upon which complaint the same proceedings shall be had as are provided in the twenty-fourth chapter of the revised statutes, in cases where persons are aggrieved by the assessment of damages by selectmen.

**City council to fill vacancies in certain boards.**

SECT. 8. If a vacancy shall exist in any of the boards of assessors, assistant assessors, overseers of the poor, or school committee, by failure of the inhabitants to elect, by neglect or refusal to serve, by death, resignation, or any other cause, the city council shall fill such vacancy as soon as may be after the knowledge of the fact: *provided*, that nothing herein contained shall be construed to prevent the operation of the act passed on the twenty-sixth day of April, in the year one thousand eight hundred and forty-nine, being chapter one hundred and forty-four of the acts of said year, relating to such vacancies, therein mentioned, as may occur in the school committee after the date of the warrant for the annual town meeting for the election of their successors.

**Accountability of all boards and officers for public money.**

SECT. 9. All boards and officers, acting under the act of incorporation of the city of Cambridge, and intrusted with the expenditure of public money, shall be accountable therefor to the city council, in such manner as they may direct.

**No contract to exceed specific appropriation therefor.**

SECT. 10. No board or committee of the city council, or of either branch thereof, shall make any contracts on behalf of, or binding upon, the said city, the amount of which contracts shall exceed the specific appropriations of the city council previously made therefor.

**Repeal of certain acts.**

SECT. 11. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

**Act to be submitted to inhabitants.**

SECT. 12. This act shall be void, unless the inhabitants of the said city of Cambridge, at a legal meeting called for that purpose, shall, by a majority of the voters present, and voting thereon by ballot, determine to adopt the same.

## AMENDMENT OF CITY CHARTER.

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| <ol style="list-style-type: none"><li>1. Election of assessors. Assistant assessors.</li><li>2. City council to fill certain vacancies.</li><li>3. School committee.</li><li>4. City council to elect subordinate officers, etc. Doings confirmed.</li><li>5. Vacancy in ward offices.</li><li>6. Officers <i>pro tem</i>.</li></ol> | <ol style="list-style-type: none"><li>7. Presiding officer.</li><li>8. Boundaries of wards to be revised every five years, from October, 1857. Proviso.</li><li>9. Additional aldermen.</li><li>10. Inconsistent acts repealed.</li><li>11. Act void unless adopted within six months.</li></ol> |
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SECTION 1. The qualified voters of the city of Cambridge, at their annual meeting for the election of municipal officers, first to be held after the passage of this act, shall elect three persons to be assessors; and the person who receives the highest number of votes, or in case two or more persons receive an equal number of votes, the person who is senior by age, shall hold the office for three years, and until another is chosen and qualified in his stead; and the person who receives the next highest number of votes, or who is senior by age in the contingency aforesaid, shall hold the office for two years, and until another is chosen and qualified in his stead; and the other person shall hold the office for one year, and until another is chosen and qualified in his stead; and at every subsequent election one person shall be chosen to be an assessor for three years, and until another is chosen and qualified in his stead; and the persons thus chosen assessors shall constitute the board of assessors, and shall exercise the powers, and be subject to the duties and liabilities, of assessors of towns. The qualified voters shall, at the same time, and in like manner, elect such number of assistant assessors as the city council may, from time to time, determine, and such assistant assessors shall hold their office for the term of one year.

SECT. 2. The city council shall, in the month of January, annually, in convention, and by joint ballot, fill all vacancies that may exist in the overseers of the poor, or in the assessors or assistant assessors, by reason of a failure to elect by the inhabitants at their annual meeting. The candidates for filling such vacancies shall be determined in the manner provided in the constitution of the commonwealth for filling vacancies in the State Senate. All vacancies in either of said boards of officers, arising from any other cause, may be

\* This act, in further addition to an act to establish the city of Cambridge, was passed April 22, 1857, and adopted by the inhabitants of the city, May 1, 1857. (See records, vol. 1, p. 332.)

filled by the city council in like manner from the citizens at large.

School committee.

SECT. 3. The qualified voters of the city, at the annual meeting, shall choose ten persons for a school committee, three of whom shall be residents of ward numbered one, four of ward numbered two, and three of ward numbered three; but whenever the number of wards shall be increased to four, there shall be chosen two from each ward and two at large; and whenever a greater number of wards shall be constituted, there shall be chosen two from each ward.

City council to elect subordinate officers, etc.

SECT. 4. In addition to the election of officers in the month of January, provided for in the "Act in addition to 'An Act to establish the city of Cambridge,'" approved April fourteenth, one thousand eight hundred and fifty-three, the city council shall, in the month of January, annually, in convention and by joint ballot, elect all subordinate officers who are not chosen by the inhabitants, or appointed by the mayor and aldermen; and the doings of the city council in the election of such subordinate officers, for the years one thousand eight hundred and fifty five, one thousand eight hundred and fifty-six, and one thousand eight hundred and fifty-seven, are hereby confirmed, and shall be as valid and effectual as if the elections had been made in accordance with the provisions of the acts to which this act is in addition.

Doings confirmed.

Vacancy in ward offices.

SECT. 5. Whenever it shall appear to the mayor and aldermen that there is a vacancy in any of the ward offices, it shall be their duty to issue their warrant in due form to fill all such vacancies, at such time and place as they may deem advisable; and the same proceedings shall be had, and adjournments, if necessary, as are prescribed for the election of such officers at the annual meeting.

Officers *pro tem*.

SECT. 6. In case of the absence of any ward officer at any ward meeting, such officer may be chosen *pro tempore*, and shall have all the powers, and be subject to all the duties, of the regular officer at such meeting.

Presiding officer.

SECT. 7. It shall be the duty of the warden to preside at all ward meetings, with the powers of moderators of town meetings. In case of his absence, the clerk, and in case of the absence of the clerk, any inspector shall preside, according to seniority, until a warden shall be chosen, as above provided.

Boundaries of wards to be revised every five years from October, 1857.

SECT. 8. The boundaries of the several wards, and the number of members of the common council which each shall be entitled to elect, shall continue the same as at present established, until the month of October, in the year one thousand eight hundred and fifty-seven, at which time, and every fifth year thereafter, the city council shall revise the boundaries of the wards, and may increase the number

thereof, and apportion the members of the common council to the several wards in accordance with the provisions of the act to which this act is in further addition: *provided, however*, that the whole number of wards in the city shall not exceed five. Proviso.

SECT. 9. Whenever the number of wards shall be increased, as provided in the preceding section, the number of aldermen shall be increased proportionally, and the inhabitants shall be entitled to elect, annually, a number of aldermen equal to twice the number of wards in the city. Additional aldermen.

SECT. 10. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Inconsistent acts repealed.

SECT. 11. This act shall be void, unless the inhabitants of the city of Cambridge, at a legal meeting, called for that purpose, shall, by a majority of the voters present and voting thereon by ballot, determine to adopt the same, within six months after its passage. Act void unless adopted within six months.



## AMENDMENT OF CITY CHARTER.\*

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1. School committee, how elected.  
2, 3. Term of office.

4. Act void unless accepted.

Voters in  
wards shall  
elect three, for  
one, two, and  
three years  
respectively.  
Stat. 1867, c. 68.

SECTION 1. The qualified voters of the city of Cambridge, at their annual meeting for the election of municipal officers first to be held after the passage of this act, shall elect a school committee consisting of three persons from each ward, one of whom from each ward shall hold office for the term of one year, one for the term of two years, and one for the term of three years.

Ballots to de-  
clare term.

SECT. 2. The ballots for said school committee shall designate the term of years during which each person voted for shall serve.

Annually  
after, one to be  
chosen for  
three years.

SECT. 3. After such election shall have been held, there shall be elected annually one person from each ward to serve as a member of the school committee for the term of three years.

Act to be ac-  
cepted, else  
void.

SECT. 4. This act shall not take effect until accepted by the voters of said city, at a meeting duly held for said purpose.

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\* This act, in relation to the election of school committee in the city of Cambridge, was passed March 16, 1867, and accepted by the voters of the city November 5, 1867. (See records, vol. M, p. 414.)

## AMENDMENT OF CITY CHARTER.\*

- |  |   |
|--|---|
| 1. Mayor to be chairman of school committee, and of overseers of the poor. | 3. Inconsistent acts repealed.                |
| 2. Veto power of mayor.  | 4. Act void unless adopted within six months. |

SECTION 1. The mayor of the city of Cambridge shall be *ex officio* chairman of the school committee, and of the board of overseers of the poor; but shall have a casting vote only.

Mayor to be  
Chairman.  
Stat. 1869,  
c. 336.

SECT. 2. Every ordinance, order, resolution or vote, to which the concurrence of the board of aldermen and of the common council may be necessary (except on a question of convention of the two branches), and every order of either branch, involving the expenditure of money, shall be presented to the mayor. If he approves thereof, he shall signify his approbation by signing the same; but if not, he shall return the same with his objections to the branch in which it originated, which shall enter the objections of the mayor at length on its records, and proceed to reconsider said ordinance, order, resolution or vote; and if, after such reconsideration, two thirds of the board of aldermen or common council, notwithstanding such objections, agree to pass the same, it shall, together with the objections, be sent to the other branch of the city council (if it originally required concurrent action), where it shall also be reconsidered, and if approved by two thirds of the members present, it shall be in force; but in all cases the vote shall be determined by yeas and nays, and if such ordinance, order, resolution or vote shall not be returned within ten days after it shall have been presented, the same shall be in force. But the veto power of the mayor shall not extend to the election of officers, required by any law or ordinance to be chosen by the city council in convention, or by concurrent action, unless expressly so provided therein.

Veto power.

SECT. 3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Inconsistent  
acts repealed.

SECT. 4. This act shall be void, unless the inhabitants of the city of Cambridge, at a legal meeting called for that purpose, shall, by a majority of the voters present and voting thereon by ballot, determine to adopt the same within six months after its passage.

Act void unless  
adopted with-  
in six months.

\* This act, in further addition to an act to establish the city of Cambridge, was passed May 28, 1869, and adopted by the inhabitants of the city, November 2, 1869. (See records, vol. N, p. 341.)

## AMENDMENT OF CITY CHARTER.\*

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- |   |                                |
|---|--------------------------------|
| 1. City treasurer to be collector of taxes. | 2. Inconsistent Acts repealed. |
|   | 3. Act, when to take effect.   |

City treasurer  
to be collector  
of taxes.  
Stat. 1870,  
c. 229.

Inconsistent  
acts repealed.

Act, when to  
take effect.

SECTION 1. The city treasurer of the city of Cambridge shall be the collector of taxes within and for said city.

SECT. 2. All acts and parts of acts establishing the office of collector of taxes, and providing for the election of such officer in the city of Cambridge, are hereby repealed.

SECT. 3. This act shall take effect from its passage.

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\* This act, to amend the charter of the city of Cambridge, was passed May 9, 1870.

## AMENDMENT OF CITY CHARTER.\*

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Overseers of the Poor to be elected by districts.

The qualified voters of the city of Cambridge, at the first annual meeting for the election of municipal officers, after the passage of this act, shall elect six persons to be overseers of the poor, two from the district comprising the first and fifth wards, two from the district comprising the second and fourth wards, and two from the district known as the third ward, as said wards are now constituted. The person receiving the highest number of votes in each district shall hold office for two years, and the other person elected shall hold office for one year; *provided* that in case the two persons elected from a district shall have the same number of votes, the person who is senior in age shall hold office for two years, and the other person shall hold office for one year; and at every subsequent annual meeting for the choice of municipal officers, one person shall be elected overseer of the poor from each district, to hold office for two years, and until his successor is chosen and qualified.

Stat. 1873,  
c. 337.

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\* This act, to amend the charter of the city of Cambridge, was passed June 4, 1873.

## AMENDMENT OF CITY CHARTER.\*

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1. Treasurer may appoint deputy collectors of taxes. | 2. He may issue warrants.

Stat. 1873,  
c. 345.

SECTION 1. The city treasurer of the city of Cambridge may, as collector of taxes, appoint such deputy collectors of taxes as he may, from time to time, deem expedient, who shall give bonds for the faithful discharge of their duties, in such sums as the board of aldermen of said city shall, from time to time, prescribe, and such deputies shall have the same powers as collectors of taxes of towns.

SECT. 2. Said treasurer may, as collector of taxes, issue his warrants to the sheriff of the county, or his deputy, or any of the constables of the city of Cambridge, returnable in thirty days, requiring them to collect any or all taxes due; and such warrant shall be in substance the same, and confer the same and like powers as warrants issued by assessors to collectors.

SECT. 3. This act shall take effect on its passage.

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\* This act, to amend the charter of the city of Cambridge, was passed June 6, 1873.

## AMENDMENT OF CITY CHARTER.\*

- |   |   |
|---|---|
| 1. Overseers of poor, how elected.        | 5. Present overseers.                     |
| 2. Term of office. Vacancies, how filled. | 6. Repeal.                                |
| 3. Organization.                          | 7. Subject to acceptance by city council. |
| 4. Accounts.                              |   |

SECTION 1. The city council of the city of Cambridge shall, in the month of April in the current year, in joint convention, elect by ballot five persons, one at least from among the residents of each of the present representative districts of said city, to be overseers of the poor of said city, one person for one year, one person for two years, one person for three years, one person for four years, and one person for five years; and said council shall annually thereafter, in the month of April, in like manner elect one person to serve for five years. These persons so chosen shall, together with the mayor, who shall *ex officio* be chairman of the board, constitute the board of overseers of the poor in said city of Cambridge. Stat. 1877,  
c. 41.

SECT. 2. The members of said board shall enter upon their duties on the first Monday of May next after their election, and hold office until others are elected and qualified in their stead; vacancies from any cause shall forthwith be filled by the city council in the same manner, and the person elected to fill any vacancy shall hold office during the unexpired term of the member who has ceased to hold office, and until another is chosen and qualified in his stead.

SECT. 3. Said board shall annually, on the first Monday of May, meet and organize, and shall choose such subordinate officers and agents as they may deem expedient, and define their duties, and fix their salaries; but no member of the board shall be eligible to be chosen by said board to any position of emolument.

SECT. 4. Said overseers shall render such accounts and reports of their expenditures, acts, and doings as may be required by the city council.

SECT. 5. The present overseers of the poor in the city of Cambridge shall hold office until others are elected and qualified under the provisions of this act, and no longer.

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\* This act, to amend the charter of the city of Cambridge, was passed March 10, 1877, and was accepted by the city council March 14, 1877.

## AMENDMENT OF CITY CHARTER.

SECT. 6. All acts, and parts of acts, inconsistent with this act are hereby repealed.

SECT. 7. This act shall take effect upon its acceptance by the city council of the city of Cambridge by concurrent vote, *provided* the same shall be accepted within sixty days from the date of its passage.

## AMENDMENT OF CITY CHARTER.\*

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- |  |  |
|--|--|
| 1. Treasurer and collector may be removed. | and other assessments, to be paid into the city treasury. Compensation of collecting officers. |
| 2. All fees for collection of taxes        |  |

SECTION 1. The treasurer and collector of the city of Cambridge may be removed from office at any time for sufficient cause by the mayor, with the consent and approval of three fourths of all the members of each branch of the city council, upon a yea and nay vote. The city council shall in convention by joint ballot elect a successor to any treasurer and collector thus removed; and the collector thus chosen shall complete the collection of all taxes and assessments which were committed to the former collector, and all proceedings in such collection shall be conducted in the same manner as is provided by law in the case of the death of a collector. Stat. 1878,  
c. 102.

SECT. 2. All fees, charges, and commissions of every kind and description allowed by law for the collection of taxes, betterments, rates, and assessments of every kind to any person or persons authorized to collect the same upon any warrant or other command hereafter directed to the treasurer and collector of the city of Cambridge, in his capacity as treasurer or as collector, or as both treasurer and collector, shall be collected and paid into the treasury of said city, and shall be the property of said city. The city may pay to such person such compensation for his services as the city council shall, from time to time, determine.

SECT. 3. This act shall take effect upon its passage.

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\* This act, to amend the charter of the city of Cambridge, was passed March 30, 1878.



## AMENDMENT OF CITY CHARTER.

1. Assistant Assessors, how ap- | 2, 3. Vacancies, how filled. Term of  
pointed. | office.

Stat. 1890,  
ch. 260.  
Assistant  
assessors, how  
appointed.

SECTION 1. Assistant assessors for the city of Cambridge shall be appointed by the mayor, subject to confirmation by the board of aldermen, as follows: In the month of February in the year eighteen hundred and ninety-one there shall be so appointed and confirmed five persons, one from each ward, to be assistant assessors to serve for the term of one year; and in the month of February annually thereafter there shall be so appointed and confirmed five assistant assessors, one from each ward, to serve for the term of one year. Such persons so appointed and confirmed shall enter upon their duties on the first day of March next after their appointment.

Vacancy.

SECT. 2. Whenever any vacancy shall exist in the office of assistant assessor from any cause such vacancy shall be filled for the unexpired term by the appointment of the mayor subject to confirmation by the board of aldermen.

SECT. 3. The present assistant assessors shall hold office until others are appointed and confirmed under the provisions of this act, and no longer.

SECT. 4. All acts and parts of acts inconsistent herewith are repealed.

SECT. 5. This act shall take effect upon its passage. [*Approved May 3, 1890.*]

**REVISED ORDINANCES**  
**1889.**



# CITY OF CAMBRIDGE.

IN THE YEAR EIGHTEEN HUNDRED AND EIGHTY-NINE.

*Be it ordained by the City Council of the City of Cambridge,  
as follows:—*

## CHAPTER 1.

### GENERAL PROVISIONS.

SECTION 1. All by-laws of the city shall be termed ordinances; and the enacting style shall be, "Be it ordained by the city council of the city of Cambridge, as follows."

Ordinances.  
Enacting style  
of.  
P. S. c. 3, § 3,  
cl. 15.  
P. S. c. 27, § 15.  
P. S. c. 28, § 6.

SECT. 2. All ordinances hereafter passed shall be recorded in the order of passage by the city clerk, in a book kept for that purpose, with proper margins and index, to be lettered, "Record of Ordinances of the City of Cambridge;" which book shall be kept in the office of the city clerk, subject to the inspection of the citizens.

Ordinances  
to be recorded.

SECT. 3. All ordinances hereafter passed shall be published by inserting the same once in some newspaper published in the city, and shall be printed with the City Documents of the year next subsequent to the date of their adoption; but this section and section two of this chapter are directory only, and a failure to comply with the same shall not affect the validity of any ordinance.

Printing and  
publication of  
ordinances.  
P. S. c. 27, § 23.

SECT. 4. The ordinances contained in this chapter, and in the following forty-two chapters, shall be known as the "Revised Ordinances of 1889," and, so far as their provisions are the same in effect as those of previously existing ordinances, they shall be construed as continuations of those ordinances; but, subject to the said limitation and to the provisions of the next section, all ordinances of the city heretofore in force are hereby repealed; but this repeal shall not apply to or affect any ordinance heretofore adopted accepting or adopting the provisions of any statute of the Commonwealth.

These ordi-  
nances to be  
known as  
"Revised Ord-  
nances of 1889,"  
their effect, etc.

SECT. 5. These Revised Ordinances shall not affect any act done, any right accrued, any penalty incurred, any suit, prosecution, or proceeding pending, or the tenure of office of

Acts done,  
rights accrued,  
penalties in-  
curred, etc.,

etc., not to be affected. any person holding office, at the time when they take effect, nor shall the repeal of any ordinance thereby have the effect of reviving any ordinance theretofore repealed or superseded.

General penalty for breaches of ordinances. P. S. c. 27, §§ 15, 16. SECT. 6. Whoever violates a provision of any ordinance of the city, whether included in these Revised Ordinances or hereafter enacted, shall, unless other provision is expressly made, be liable to a penalty of not less than one nor more than twenty dollars for each offence.

Employers and other persons liable to penalty for breaches of. SECT. 7. When anything is prohibited in an ordinance, not only the persons actually doing the prohibited thing, but also the employers and all other persons concerned therein, shall be liable to the penalty prescribed.

Acts prohibited being done without license may be licensed. SECT. 8. When in an ordinance anything is prohibited from being done without the license or permission of a certain officer, officers or board, such officer, officers or board, shall have the power to license or permit such thing to be done.

Construction of words "street" and "streets." SECT. 9. The words "street" and "streets," when used in an ordinance, shall be construed as including alleys, lanes, courts, public squares, public places, and sidewalks, unless such construction would be inconsistent with the manifest intent of the ordinance.

Fines, etc., to inure to use of city. P. S. c. 27, §§ 19, 130. P. S. c. 28, § 26. SECT. 10. All fines and penalties for the violation of any ordinance, or any order of the mayor and aldermen, shall, when recovered, inure to the use of the city, and be paid into the city treasury, unless it be otherwise directed by the laws of the Commonwealth, or the ordinances of the city.

## CHAPTER 2.

## ACCOUNTS AND FINANCE.

*Auditor of Accounts.*

SECTION 1. The city council shall annually, in the month of January, in convention, by joint ballot, elect an auditor of accounts, who shall be sworn to the faithful discharge of the duties of his office, shall hold office one year, and until another shall be chosen and qualified; removable, however, at the will of the city council. He shall receive such salary as the city council shall from time to time determine. Whenever said office shall be vacant, the city council shall fill the vacancy in the same manner as provided in this section for the annual election.

Auditor's election, term and qualification.

SECT. 2. He shall give a bond in such a form as the city solicitor shall approve, with sufficient sureties, to be approved by the mayor and aldermen, in a sum not less than ten thousand dollars, which bond shall be executed, approved, and delivered before he enters upon the duties of his office, and within ten days after his election. Should he fail to give such bond within the time herein required, the election shall be void, and a new election shall be had forthwith. In case of the death or insolvency of any of the sureties on any bond so given, the auditor shall immediately give a new bond, with sufficient sureties, as hereinbefore provided; and, if he fails to give such new bond within a reasonable time after notice to do so, it shall be sufficient cause for his removal from office.

Bond of auditor.

SECT. 3. Before money is paid out of the city treasury, a requisition therefor in writing, with detailed accounts attached, specifying the amount to be paid, and the party or parties to whom the payment is due, shall be made by the board or committee incurring the expenditure, upon the auditor. The auditor shall receive all such requisitions, accounts, and claims rendered against the city, which have been certified as provided in section eight of this chapter, and carefully examine the same; shall see that they are correctly cast and approved, and shall present the same, neatly folded, filed, labelled, and recorded, to the committee on accounts. He shall keep a book in such manner and form as the committee on accounts direct, wherein he shall record the date and amount of every account and claim against the city presented as aforesaid, and as finally corrected and allowed

Proceedings before money is paid out of treasury.

Auditor's general duties.

Certificates.

by said committee, and also the name of the person to whom the same shall be allowed, designating the fund or appropriation from which the same shall be paid; and the certificate of the said committee allowing such accounts or claims shall be made in the book where the same are recorded. When the regular monthly bills due from the city for services rendered or supplies furnished shall have been recorded by the auditor, and examined and approved by the committee on accounts, the draft or order upon the treasurer for the payment of the aggregate amount of the bills aforesaid shall be signed by the mayor and countersigned by the auditor. The auditor shall give his certificates for all bills approved as aforesaid to the treasurer, which certificates shall specify the number of the bill as it appears on the auditor's book, the city account or appropriation to which the bill is chargeable, the name of the person or persons authorized to receive the amount due, together with the amount duly approved and payable to said person. Said certificate shall be signed by the auditor, and upon presentation shall be paid by the treasurer. The form of such certificate shall be as follows:

## CITY OF CAMBRIDGE.

## OFFICE OF THE AUDITOR OF ACCOUNTS.

TO THE CITY TREASURER:—I hereby certify that        is entitled to receive from the City of Cambridge,        Dollars for approved bill, No.       , on Mayor's draft, No.

You will charge the above amount to

*Auditor of Accounts.*

Auditor's duties.

The auditor shall require complete identification of all persons seeking to receive settlement of bills and claims due from the city, and he shall give his certificate to no person other than the one named in the bill, or order transmitted to him, or his duly authorized agent or attorney.

Notice of expenditure of an appropriation to be given.

SECT. 4. The auditor shall, under the direction of the committee on accounts, keep his accounts in such form and in such detail as may be necessary to a clear exhibit of all expenditures and receipts. He shall credit each city account with its appropriation for the financial year, and with all revenue received on account of the same, and charge against the same the expenditures as they shall, from time to time, be allowed. Whenever an appropriation for any account is expended, the auditor shall immediately give notice thereof to the mayor, the city council, and the committee on accounts, which committee shall not pass or allow any claim or account chargeable against such appropriation, until the city council provides the means of paying the same. The auditor shall

Monthly statements.

once in each month prepare a statement, and furnish each member of the city council a printed copy thereof, showing the condition of each city account, giving amount of appropriations and receipts, expenditures, and unexpended balances under the same.

SECT. 5. The auditor shall countersign all the bonds, notes, and certificates of indebtedness issued for loans to the city, authorized by the city council, and also all orders drawn by the mayor on the treasurer, as provided in section twelve of this chapter. He shall report to the city council, under the direction of the committee on accounts, during the month of December in each year, the expenditures and receipts during the preceding financial year, giving in detail the amount of appropriations and expenditures and the receipts from each source of income; and the whole shall be arranged, as far as practicable, so as to conform to the accounts of the treasurer. He shall include in said report a statement of the funded and temporary loans, the rate of interest thereon, and shall exhibit all the liabilities and assets as shown on the books in his office at the close of the financial year.

Auditor to countersign bonds, notes, etc.

Annual report.

SECT. 6. Whenever any order is drawn upon the treasurer by the mayor, the auditor shall charge it under the appropriate head of expenditure, and report the same and the amount thereof to the committee on accounts at its next meeting.

Auditor to report order on treasurer by mayor.

#### *City Clerk.*

SECT. 7. The city clerk shall notify the auditor of all orders passed by the city council or mayor and aldermen, authorizing appropriations, expenditures, assessments, apportionments, or abatements, immediately after such orders are approved. He shall also report to him daily all amounts received by him, and paid to the treasurer, on account of licenses or fees of any description. He shall pay over to the treasurer daily all moneys received by him on account of licenses or fees of any description. He shall report to the treasurer all orders for sewer and sidewalk assessments, and all apportionments and abatements thereof, immediately after such orders are approved.

City clerk to notify auditor of orders.

City clerk to report to auditor and pay treasurer daily fees, etc., received.

To report to treasurer certain orders, etc.

#### *Standing Committees.*

SECT. 8. All accounts or claims against the city, before being sent to the auditor, shall be examined, and, if approved, certified by some board or committee, special or standing, as hereinafter provided:

Accounts and claims to be certified by board or committee, who shall designate the appropriation to which the same is to be charged.

Bills chargeable to the appropriation for

Bridges, — West Boston, Canal (Craigie's), and Prison Point, — by the commissioner on bridges.

Bridges, — other than the above, and



Street department,— construction, paving, and repairs, and shade trees and public grounds,— by the joint committee on roads and bridges.

Cemetery,— by the board of commissioners of the cemetery.

Cambridge public library,— by the trustees of the library.

Fire department, except the salary of the chief engineer — by the joint committee on fire department.

Care and repair of school-houses and other public buildings, and such portion of incidental expenses as relates to public property,— by the committee on public property.

Engineering,— by the committee on engineer's department.

Fuel,— by the committee on fuel; provided, however, that all bills for fuel ordered by any board or committee shall first be approved by such board or committee.

Health department,— by the board of health.

Pauper department, almshouse, collection of house offal, and stone ledge,— by the overseers of the poor.

Lighting streets,— by the committee on lamps.

Police department, except the salary of the chief of police,— by the committee on police.

School department,— drawing schools, evening schools, text-books and supplies, salaries, and incidental school expenses,— by the school committee.

Sewers,— construction and maintenance,— by the committee on sewers.

Watering streets,— by the joint committee on roads and bridges.

State aid,— by the committee on soldiers' aid.

Salaries of city officers, except as provided above,— by the city clerk and committee on finance.

Stationery and printing,— by the committee on printing.

Water works,— construction, maintenance, and supplies,— by the water board.

Incidental expenses,— except as hereinbefore provided for, and any other claim not clearly within the province of either of the above committees,— by the committee on finance.

Boards and committees to have control of their department appropriations.

No committee to expend more than \$300 for any one purpose unless specially authorized.

And all such boards or committees shall designate to what appropriation such accounts or claims shall be charged.

SECT. 9. The several boards and committees above mentioned shall have the general supervision and control of the appropriations made to meet the expenditures of their respective departments; *provided*, that no committee, either of the board of aldermen or of the city council, authorized to purchase materials or supplies, or to contract for labor to be performed, shall have the power to expend more than three hundred dollars for any one specific purpose, whether settlement for the same shall be made in one or more payments,

unless specially empowered to make such expenditure by an order of the city council, or of the board of aldermen in cases where that board has sole jurisdiction.

But nothing in this proviso shall be held to apply to the consumption of water or gas, nor to contracts made with such laborers or other persons as are ordinarily employed in the various departments, in the performance of the regular work or labor thereof, whether such contracts be by the day, month, or year.

SECT. 10. The pay-rolls of city employés shall be made up each Saturday for the whole week, including that day, and the pay-days at the city hall for such employés shall be every Thursday, except in case such day occurs upon a legal holiday, when the next preceding day shall be the pay-day. Other pay-rolls shall be made up to include the last day of each month; and the pay-day for the same and for bills shall be on the tenth of each month, or the day following if such occurs on Sunday or a legal holiday; and the several boards and committees above mentioned shall hold regular meetings within the last seven days of each month for the examination and approval of bills, including pay-rolls certified as provided in section eleven of this chapter. Such boards and committees shall keep a record of all contracts and obligations entered into by them, the dates of the same, with the names of the parties and the amounts of such contracts and obligations, when the same are known; and also of the names of the persons whose bills are approved, and of the dates and amounts of said bills. A majority of each of said boards and committees, except the school committee, shall certify, by their signatures upon such bills, their approval of the same, and pass them to the auditor on or before the morning of the second day of each month. All bills approved by the school committee shall be certified by the secretary, and at least three members of that board. No bill shall be approved by any board or committee except at a meeting of which all the members have been notified, and at which there is a quorum present.

Pay-rolls and pay-days of employés.

Other pay-rolls and pay-days.

Meetings for approval of bills.

Record of contracts, etc., to be kept.

Who shall certify approval of bills.

#### *Committee on Accounts.*

SECT. 11. There shall be appointed in the month of January annually, a joint standing committee on accounts, to consist of two members of the board of aldermen and three members of the common council; which committee shall meet on or before the eighth day of each month, and carefully examine all accounts and claims against the city which shall be laid before them by the auditor, and after comparing them with his record, shall allow and pass the same if found to be properly entered; but no bill shall be allowed or passed by

Committee on accounts. Its appointment.

Its duties.

said committee unless the same shall bear the written signatures of a majority of the board or committee (other than the school committee, of which the certificate of the secretary and three members at least shall be required), authorized on behalf of the city to make the contract, or cause the expenditures to be made, except the weekly pay-rolls, which shall bear the certificate of the head of the proper department as provided for by section twelve of this chapter; and when the committee on accounts has any doubt concerning the propriety or correctness of such bill or account, it shall return the same for explanation to the board or committee approving, when, if it be not satisfactorily explained, it shall, together with the objections thereto, be exhibited to the city council at the next meeting thereof, for consideration and final decision.

Committee to determine manner of keeping books, etc., of departments.

Committee to report annually.

The committee on accounts shall direct the auditor, the treasurer and collector, and other officers of the city, and heads of departments, as to the manner in which the books, records, accounts, and papers belonging to their several departments shall be kept, and at the end of each financial year said committee shall make a report to the city council of the condition of all of said accounts and the manner in which they have been kept during the year just closed.

### *Payment of Money.*

Mayor to draw orders on treasurer except, etc.

SECT. 12. The mayor is hereby authorized to draw orders on the treasurer for the payment of all accounts and claims allowed and certified by the committee on accounts as provided in the preceding sections and no other; *provided, however,* he may without action by the committee on accounts draw his order to pay any sum not exceeding three-fourths of the amount then due, by way of advance on contracts made, or on work begun and not completed, upon being satisfied of the necessity therefor by a certificate signed by a majority of the committee controlling the expenditure, within the sum especially appropriated therefor by the city council, or draw his order for any sum upon the express order of the city council; and *provided* further that he shall, without action by either of said committees, draw his order for the weekly payment of the wages of such employes as are entitled by law to be paid weekly; the amounts of such wages as fixed by the committees having charge of the several appropriations to be entered upon pay-rolls which shall be certified to as correct by the heads of the respective departments; all such amounts to be within the appropriation to which the same shall be chargeable; and *provided* further that he shall, without action by the committee on accounts, draw his order for the payment of the salaries of the teachers of the public

schools, and the sums due for state and military aid; the amounts of such salaries to be entered upon pay-rolls which shall be certified to be correct by the school committee, and the amounts of such sums for state and military aid to be entered upon pay-rolls which shall be certified to be correct by the committee on soldiers' aid, all in the manner prescribed in section eleven; such amounts to be within the appropriation to which the same shall be chargeable.

SECT. 13. No money shall be paid out of the city treasury except upon the written order of the mayor, addressed to the treasurer, countersigned by the auditor; *provided, however*, that the treasurer may pay, before such order is drawn, any sum of money due on the principal or interest of any note, bond, or other security of the city, or on any judgment against the city, and also refunds certified by the water registrar.

Money not to be paid without written order of mayor, except, etc.

#### *City Officials.*

SECT. 14. The various boards and city officers, who shall in their official capacity receive any money on behalf of the city, whether for payment of fees for services rendered or otherwise, shall enter in a book kept for the purpose, a detailed record of all money so received, and the several purposes for which said money was paid, which book shall at all times be open to the inspection of the committee on accounts, and all such boards and city officers having offices in City Hall, shall pay to the treasurer daily all money so received, and all other boards and city officers except the city weighers shall pay over to said treasurer weekly all money so received by them. All such boards and city officers shall, before making such payment, make a true return to the auditor, stating the account upon which said moneys were received. All other persons who shall at any time have money in their possession belonging to the city, shall forthwith pay the same to the treasurer.

Boards and officers to keep an account of moneys received for city, and pay same to treasurer.

#### *City Laborers.*

SECT. 15. No person who is not a resident of Cambridge shall be employed as a laborer in any department of the city; and in the employment of laborers in any department of the city preference shall be given to efficient and steady men who have families or minor children dependent upon them for support; *provided*, that no competent and faithful laborer, who is a resident of Cambridge, shall be discharged to make place for another. Nine hours shall constitute a working day for laborers and mechanics in the several city departments, for each working day throughout the year.

Non-residents not to be employed as laborers.

Working day for laborers.

*Bonds.*

Custody of  
bonds.

SECT. 16. The treasurer shall have the custody of the bond of the auditor; but the bonds of all other officers of the city, and all bonds given to the city to secure contracts, shall be kept in the custody of the auditor.

*Assessors of Taxes.*

Assessors to  
report to aud-  
itor amount of  
tax warrant  
and other as-  
sessment.  
P. S. c. 11, § 62.

SECT. 17. The assessors of taxes shall, on or before the first day of September in each year, make a true return to the auditor of the amount of taxes named in the annual warrant placed in the hands of the treasurer and collector of taxes for collection, and shall, upon the first day of each month thereafter, make a return to the auditor of all other assessments made by them. They shall make a certificate of each and every abatement allowed, and keep a record of the same, which certificate shall be addressed to the treasurer and collector of taxes, and shall state the name of the person assessed, his place of residence, the amount of his tax as shown in the tax list, and the amount abated: a copy of the same shall be sent to the auditor.

Certificates of  
abatements.  
P. S. c. 11, § 62.

*Water Registrar.*

Water regis-  
trar to deliver  
to treasurer  
bills due city  
for water.

SECT. 18. The water registrar shall, under the direction of the water board, make out the annual bills for water-rates, and deliver the same to the treasurer on or before the tenth day of April in each year, and shall make out bills for all other amounts payable to the city on account of the water-works, and deliver the same to the treasurer, from time to time, as they may become due. All the bills so delivered by the water registrar shall be numbered to correspond with the number of the charge on his books.

Certificates of  
abatements  
and refunds.

Registrar to  
report to audi-  
tor the amount  
of bills.

A certificate of each and every abatement and refund shall be furnished by the registrar, which certificate shall be addressed to the treasurer, and shall state the account on which it is allowed, and the number of the bill. The registrar shall, on the first day of every month, report in writing to the auditor the amount of the bills of each class placed in the hands of the treasurer for collection, and also the amount abated, or ordered to be refunded, during the preceding month.

*Treasurer and Collector.*

Treasurer to  
be collector of  
rents, water-  
rates, etc.  
To give notice  
that water-  
rates are due.

SECT. 19. The treasurer and collector of taxes shall be the collector of all rents, water-rates, and other sums payable to the city, not otherwise specially provided for. He shall, in the month of April in each year, notify all persons assessed for the use of water that the annual bills for water-

rates are due and payable at his office on the first day of May; and he shall give notice of and collect all other bills on account of the water-works, which may, from time to time, be placed in his hands by the water registrar. He shall supply to the water registrar daily a true record of his receipts on account of the water-works, with the number and amount of each bill collected.

To report daily receipts to registrar.

SECT. 20. He shall, under the direction of the committee on accounts, keep, in books provided for that purpose, an accurate and true account of all his receipts and payments on behalf of the city, making the same conform as nearly as may be with the accounts kept by the auditor. He shall credit each department or account with all sums received on its account, and shall charge to each all sums paid out on such accounts. He shall not pay any money out of the treasury except upon orders of the mayor drawn in the form hereinbefore prescribed, or except for special purposes, as provided in the thirteenth section of this chapter. He shall annually, in December, report to the city council a written statement in detail of receipts and expenditures for the year ending November thirtieth, and submit a copy thereof to the finance committee.

Treasurer to keep books of account.

Treasurer's annual report.

SECT. 21. He shall, on the first day of every month, report to the auditor a written statement, in detail, of all his collections, receipts and disbursements during the preceding month, with the names of the persons of or to whom and on what account the same were received or paid. It shall be sufficient, in reporting the receipts for taxes, assessments, and water-rates, to state the amount received, and the particular warrant, assessment, or account upon which the collection was made. He shall also report a true record of all discounts, abatements, and repayments allowed during the month on taxes, assessments, water-rates, or other accounts.

Treasurer's monthly report to auditor.

SECT. 22. The treasurer and collector shall give a bond in such a form as the city solicitor shall approve, with sufficient sureties, to be approved by the mayor and aldermen, in a sum not less than forty thousand dollars, which bond shall be executed, approved, and delivered before he enters upon the duties of his office, and within ten days after his election. Should he fail to give such bond within the time herein required, the election shall be void, and a new election shall be had forthwith. In case of the death or insolvency of any of the sureties on any bond so given, the treasurer shall immediately give a new bond with sufficient sureties, as hereinbefore provided; and if he fails to give such new bond within a reasonable time after notice to do so, it shall be sufficient cause for removal from office.

Treasurer and collector to give bond.

P. S. c. 27, § 105.  
P. S. c. 27, §§ 91, 92.

Collection of  
sewer and  
sidewalk as-  
sessments.  
P. S. c. 50, § 17.

SECT. 23. Whenever any assessments for defraying the expenses of constructing or repairing common sewers, or of completing sidewalks, are delivered to the treasurer for collection, he shall forthwith make a demand in writing for the payment of said assessments; and, if any such assessments remain unpaid for three months after such demand, and no notice of apportionments, or request therefor, be filed in his office, he shall collect the same according to law.

Heads of de-  
partments to  
furnish weekly  
pay-rolls.

SECT. 24. Heads of departments shall furnish weekly pay-rolls of such employés in their respective departments as are entitled by law to be paid weekly, and shall furnish monthly pay-rolls for all other employés, stating the name and residence of each employé, the time for which payment is to be made, the rate of wages, as fixed by the committees having charge of the several appropriations, and the amount due him, and the treasurer shall in person, or by his clerk, make payment to such employé, his authorized agent or attorney, and shall take therefor the receipt of no other person than such employé, agent, or attorney. The treasurer shall pay all employés of the city whose names are borne upon pay-rolls, either in person at the city hall or by sending a clerk or pay-master to pay such persons at the place where they are employed. He may also make the necessary arrangements for the transportation of such clerk or pay-master to the place as aforesaid. The mayor is hereby authorized to detail a police officer to accompany such pay-master while in the performance of his duty.

Employés,  
where paid.

Salary of  
treasurer and  
collector.

SECT. 25. The treasurer and collector shall receive such salary as the city council shall, from time to time, determine, which shall be in full compensation for all services rendered in his official capacity. All fees, charges, and commissions of every kind allowed by law, for the collection of taxes, betterments, rates, and assessments of every kind, to the treasurer and collector, shall be collected and paid by him into the city treasury, and shall become the property of the city. At the end of each month he shall make and give to the auditor a written statement, subscribed by him, of all fees, charges, costs, and commissions of every kind and description allowed by law and received by him or any deputy collector acting under authority of law by his appointment, for collection of taxes, rates, betterments, assessments, or otherwise, during that month; and shall certify thereon that all moneys so received by him or them have been paid into the city treasury.

Treasurer to  
pay fees to  
city.

To give audi-  
tor monthly  
statement of  
fees received.

Treasurer may  
be reimbursed  
for expenses.

SECT. 26. The committee on finance may allow to the treasurer and collector such reasonable sums, from time to time, as will reimburse him for expenses necessarily incurred in the employment of deputy collectors, sheriff, deputy

sheriffs, or constables, in the collection of poll and personal taxes.

SECT. 27. The treasurer and collector shall appoint the clerks in his office, subject to the approval of the committee on finance, and shall be answerable for their conduct in the discharge of their duties. Such clerks shall receive such compensation as the committee on finance may, from time to time, determine, and shall be removable by the treasurer and collector, subject to the approval of the committee on finance. The committee on finance shall employ such clerks, permanent and temporary, as may be necessary in the different departments. The duties and compensation of such clerks shall be determined by said committee, subject however, to change at any time by order of the city council. No head of a department shall employ any extra clerical assistance in behalf of the city without having first obtained the consent of the committee on finance.

Treasurer to appoint his clerks.

Finance committee to employ department clerks and fix their duties and pay.

#### *Finance Committee.*

SECT. 28. There shall be appointed, at the commencement of each municipal year, a committee on finance, consisting of the mayor, three members of the board of aldermen, the president and five members of the common council; which committee shall negotiate all loans to the city authorized by the city council, and shall report the amount to the treasurer and auditor.

Finance committee, its appointment.

To negotiate loans.

SECT. 29. The committee on finance shall, in the month of February annually, prepare and lay before the city council an estimate of the amount of money necessary to be raised for the ensuing financial year, under the various heads of appropriation, and the ways and means of raising the same.

Finance committee to prepare estimate of annual expenditure.

SECT. 30. The committee on finance shall, at the close of each municipal year, and as much oftener as they deem it expedient, examine and audit the accounts of the treasurer; and for that purpose shall have access to all books and vouchers in his possession, or in possession of the auditor or any other officer of the city. They shall also examine all notes and securities in his hands belonging to the city, and make report thereof to the city council.

Finance committee to audit treasurer's accounts.

SECT. 31. The treasurer and auditor shall make up their accounts to include the last day of November annually; and the financial year shall begin on the first day of December in each year.

When financial year begins.

SECT. 32. Whenever any bonds for the payment of money are issued under the authority of the city council, they shall be signed by the mayor and treasurer and countersigned by the auditor.

Bonds. How signed.



Carriage hire.

SECT. 33. No carriage shall be furnished at the expense of the city, except upon an order therefor signed by the mayor, the president of the common council, or the acting chairman of any committee of the city council; and such order shall state the purpose for which the carriage is required, and shall accompany the bill therefor as a voucher.

All committees, boards, etc., to report annually.

SECT. 34. All committees, boards, commissioners, trustees, and officials having charge of city property or the expenditure of appropriations, unless otherwise provided in these revised ordinances, shall report to the city council annually in December.

The report shall contain a statement of receipts and expenditures for the year ending November thirtieth, a schedule of materials, tools, and property of all kinds on hand December first, and their estimated value.

The report of the joint committee on public property shall contain a description of all real estate belonging to the city.

Expenditure of appropriation for watering streets.

SECT. 35. Whenever any appropriation of money has been made by the city council for watering streets, no part thereof shall be expended except by order of the joint standing committee on roads and bridges, and upon a warrant drawn by the mayor upon the treasurer and duly countersigned by the auditor.

Contracts for watering streets.

SECT. 36. The joint standing committee on roads and bridges shall contract with some suitable person or persons for watering any street or streets when an amount equal to one-half the expense thereof has first been subscribed and paid into the hands of the treasurer; but no money shall be paid from said appropriation for any watering not done in pursuance of a contract so made.

## CHAPTER 3.

## CONTRACTS MADE IN BEHALF OF THE CITY.

SECTION 1. All boards and committees shall be governed in their purchases by the provisions of this chapter, and section nineteen of the joint rules and orders.

Purchases regulated.

SECT. 2. All advertisements for proposals and purchases shall be published in one or more papers of the city not exceeding four, and elsewhere if necessary, and a copy of such advertisement shall be sent to the auditor for preservation. No expenditure shall be made, nor liability incurred, for any purpose, beyond the appropriation duly made therefor.

Publication of advertisements.

Appropriations not to be exceeded.

SECT. 3. Whenever advertisements for proposals for any work to be done for the city, or for any materials or supplies to be furnished, are made, the board or committee in charge of the work to be done shall cause suitable plans and specifications, and schedules of materials or supplies, to be prepared and shown to parties proposing to bid.

Plans, specifications and schedules to be made and shown.

SECT. 4. Every contract exceeding three hundred dollars for any work to be done for the city, or for any materials or supplies to be furnished the city, shall be accompanied by a suitable bond for the performance of the same, or by the deposit of money or security to the amount of such bond. No proposal shall be accepted from or for any person who shall have broken a contract with the city during the three years preceding. All written contracts shall be executed in triplicate, and one of said copies shall be deposited with the auditor.

Bonds for execution of contracts.

Proposals not to be received from certain parties.

Contracts to be in triplicate.

SECT. 5. No proposal shall be received from any person offering to contract for such work, unless the same is sealed. Such proposals shall be at once placed in a sealed box in the department calling for the proposals, and the clerk of committees shall hold the only key to such box. All proposals shall be opened, read, and recorded in the city hall, at the hour and place designated in the advertisement, in the presence of the mayor or such person as he may designate. The contract shall be awarded to the lowest bidder complying with the terms; *provided, however*, if any such proposals shall be offered by persons who, in the judgment of the board or committee issuing the advertisement, shall be incompetent to perform their contracts in a workmanlike manner, or irresponsible in respect to their means of faithfully executing the same, such proposals may

Proposals, receiving and opening of.

Awarding of contract.

be rejected, notwithstanding the same be at a lower rate than other proposals offered for the same work, and the next higher bidder shall be substituted; and *provided, also*, in all cases, that the board or committee may reject all bids and issue new advertisements. All bids shall be preserved by the board or committee issuing the advertisement on the records of its department, and shall be open to public inspection after the contract has been awarded and accepted by the bidder.

Bids to be open for inspection.

Contracts exceeding \$300 to be in writing.

Alterations.

Extra work.

In case of alteration portion not affected to be in force.

Final payments.

Not to extend beyond one year, unless, etc.

Involving employment of laborers, etc., to contain certain provisions.

SECT. 6. In all cases where the amount of any contract shall exceed the sum of three hundred dollars, the contract shall be in writing; and, after being signed by the parties, no such contract shall be altered, in any particular, without the consent of the contractor, and of the board or committee making the contract, indorsed thereon. And all payments for extra work shall be made at the time of the final payment on such contract.

SECT. 7. Every contract shall provide that, in case of any alteration, so much of such contract as is not necessarily affected by the change shall remain in force upon all parties thereto. It shall also provide that no payment for work done under such alterations shall be made until the completion of the whole contract, and also that the adjustment and payment of the bill then rendered for such work shall release and discharge the city from any and all claims or liability on account of any work performed under such contract, or any alteration thereof.

SECT. 8. No board or committee shall make any contract in behalf of the city the execution of which shall necessarily extend beyond one year from the date thereof, unless special permission so to do has been given by vote of the city council, or of the branch having authority therein, or by the statutes of the Commonwealth.

SECT. 9. In every contract entered into on behalf of the city, and involving the employment of mechanics or laborers by the contractor, a provision shall be inserted to the effect that the board or committee, or other authority making such contract, may, if it deems it expedient to do so, retain out of any amounts due to such contractor sums sufficient to cover any unpaid claims of mechanics or laborers for work or labor performed under such contract for thirty-five days after the completion of the work under the contract.

## CHAPTER 4.

## ASSESSORS AND TAXES.

SECTION 1. The board of assessors shall devote their entire time to the duties of their office.

Board to give whole time to their duties.

SECT. 2. The qualified voters of the city shall, at their annual meeting for the election of municipal officers, elect five assistant assessors, one from each ward.

Election of assistant assessors.

SECT. 3. The assessors shall complete the assessment of taxes, and place a list thereof in the hands of the treasurer, on or before the first day of September in each year.

Completion of assessment, when made. P. S. c. 11, § 62.

SECT. 4. The assessors shall keep a record of all abatements in a book provided for that purpose; which record shall contain the name of the person whose tax is abated, the amount of his tax as originally assessed, the amount abated, and the reasons for such abatement.

Record of abatements of taxes. P. S. c. 11, §§ 76, 77.

SECT. 5. When the treasurer receives from the assessors tax bills for poll-taxes assessed on persons who are assessed for a poll-tax only, he shall immediately demand payment of the same, and such poll-tax shall be paid when demanded, and if not so paid to the treasurer, he shall forthwith proceed to collect the same in the manner provided by the laws of the Commonwealth for the collection of taxes from delinquents.

Collection of poll taxes. P. S. c. 12, § 2.

SECT. 6. The treasurer shall, within thirty days after the assessors have placed any list of taxes in his hands for collection, deliver to every person on whom any tax other than a poll-tax has been assessed, or leave at his place of abode or business, a bill of such taxes, which shall be equivalent to a special demand of payment thereof.

Taxes, when to be collected. P. S. c. 12, §§ 2, 3.

SECT. 7. Whoever pays his taxes on or before the tenth day of October shall be entitled to a discount of three per cent. And on the first day of November, the treasurer shall issue his summons to all delinquents, that, if their taxes are not paid within ten days from the date thereof, with twenty cents for said summons, he will then proceed to collect the same according to law; and he shall give notice by attaching this section to all tax bills.

Discount. P. S. c. 11, § 65. Summons to delinquents. P. S. c. 12, § 70. P. S. c. 12, § 38.

SECT. 8. Upon all taxes remaining unpaid upon the first day of November, interest shall be charged at the rate of six per cent. per annum.

Interest on unpaid taxes. P. S. c. 11, § 67.

## CHAPTER 5.

## BRIDGE CHARITABLE FUND.

How to be applied.

SECTION 1. The fund given to the city by the late Levi Bridge shall be called the Bridge Charitable Fund; and the income therefrom shall be applied in accordance with the provisions of his declaration of trust.

Trustees, how elected.

SECT. 2. The mayor, president of the common council, and one member of the board of aldermen, shall be the trustees of said fund; and the last-named shall be elected in convention of the city council annually in the month of January; and, whenever a vacancy exists, the same shall be filled forthwith in the manner aforesaid.

Care of fund.

SECT. 3. Said trustees shall have the care and management of said fund, and shall keep the same invested in such manner as they deem expedient.

Annual report.

SECT. 4. The mayor shall be, *ex officio*, chairman of the board of trustees; and the trustees shall keep a record of their doings, and, at the close of each financial year, make a report thereof to the city council.

## CHAPTER 6.

## COMMISSIONER ON BRIDGES ( WEST BOSTON, CRAIGIE, AND PRISON POINT).

SECTION 1. The mayor and aldermen shall annually in March appoint a commissioner for this city on West Boston, Craigie, and Prison Point Bridges, who shall hold office one year from the first Monday of May in the year of his appointment, and until his successor is appointed. He may be removed at the pleasure of the mayor and aldermen, and the vacancy for the unexpired term filled at any time. Appointment of commissioner.

SECT. 2. He shall have and exercise all the powers in relation to the care and management of said bridges, conferred by the three hundredth and three hundred and second chapters of the acts of the year eighteen hundred and seventy. Powers.

SECT. 3. He shall annually, in December, report to the city council a particular account of all expenditures, the property on hand, the number of times the draws have been opened, and other matters of general interest in relation to said bridges, for the previous year, with an estimate of the amount required of the city for the care and maintenance of said bridges for the year ensuing. Annual report.

## CHAPTER 7.

## INSPECTION AND CONSTRUCTION OF BUILDINGS.

## P. S. c. 104:

Appointment  
and qualifica-  
tions of super-  
intendent of  
public build-  
ings who is  
also inspector  
of buildings.

SECTION 1. The mayor and aldermen shall annually, during the month of January, appoint a superintendent of public buildings who shall be, *ex officio*, inspector of buildings.

He shall be an able and experienced architect, builder, or mechanic, and shall not be employed or engaged in any other business, or be interested in any contract for building or for furnishing materials.

He shall be removable for cause at the pleasure of the mayor and aldermen, and a vacancy may be filled at any time for the unexpired term. He shall receive such compensation for his services as the city council may, from time to time, determine.

*The Superintendent of Public Buildings.*

General duties. SECT. 2. Such superintendent, under the direction of the committee on public property, shall superintend the construction of all buildings erected by the city, and all repairs upon all city buildings, and see that the conditions of the contracts, and the plans and specifications, if any, are faithfully carried out.

General duties. SECT. 3. He shall, under the direction of such committee, have the care and custody of all the buildings belonging to the city; shall keep himself acquainted with their condition; shall employ suitable mechanics to make such alterations or repairs as may be ordered on the same; and, in general, shall render such services in relation to such buildings as may be required of him by said committee.

Record and annual report. SECT. 4. He shall keep an accurate record of all buildings belonging to the city and lands appurtenant to such buildings, and in the month of December in each year, he shall present to the city council a report in relation to the same, showing their condition and the nature and amount of expenditures that shall have been made upon them during the year next preceding, and a statement of the nature and extent of the repairs that in his opinion should be made during the next succeeding twelve months, and an estimate of the probable cost of the same.

*The Inspector of Buildings.*

SECT. 5. In his capacity of inspector of buildings he shall examine all buildings in the course of erection, alteration, or repair to ascertain if the ordinances of the city are being complied with, and he may require plans and specifications or a description of any proposed erection or alteration of any building, and shall grant permits for such erection or alteration when the plans and specifications or description are in conformity with the ordinances of the city and the laws of the Commonwealth; he shall enter upon the premises wherein any fire has occurred to ascertain the origin of the fire, and keep a correct record of the business of the department, including all violations of the ordinances relating to buildings, and shall submit to the city council in the month of December of each year a report of the department of building inspection for the preceding year.

His duties as inspector.  
P. S. c. 104, § 4.

Permits.

Annual report.

SECT. 6. Upon being informed that any building is in a dangerous or unsafe condition, from damage by fire or accident, or from any other cause, he shall at once proceed to examine the same, and if, in his judgment, it is in a dangerous or unsafe condition, he shall forthwith notify in writing the owner, agent, or any person having an interest therein to remove the same, or make it safe and secure, and he shall also notify the board of aldermen of the condition of such building, and shall generally perform such duties as may be required of him by the board of aldermen.

Duty when building is unsafe, etc.

SECT. 7. The inspector shall examine all churches, halls, or other buildings or structures, used, or intended to be used temporarily or permanently, for any public use, and all school-houses or school-rooms, public or private, and buildings used, or intended to be used, for manufacturing purposes, and if he finds that any of said buildings or rooms are deficient in proper facilities of egress, in case of fire or accident, either in number, width, construction, or arrangement of the entrances, aisles, passageways, or stairways, or by reason of inner doors opening inward, or from any other cause whatever arising from the manner of construction, alteration, or repair of the premises, he shall at once notify the state inspector of factories and public buildings.

Inspector to examine churches, halls, etc.

SECT. 8. Whenever it appears to the inspector that, in any of the buildings or structures, or portions thereof, mentioned in the foregoing section, the security of the public is temporarily endangered by the use of combustible stuff or materials; or that benches, chairs, stools, or other obstructions are temporarily placed in the aisles or passageways thereof in such a manner as to prevent free egress in case of fire or accident during the time when the same may be opened to the public; or that benches, chairs, or settees are tempora-

Inspector's duty in case of temporary dangerous condition of churches, halls, etc.



rily so arranged as not to afford proper egress in case of fire or accident; or that outer doors opening inward are not kept open when such buildings or structures are used by the public; then, and in either of said cases, the inspector shall notify the person for the time being having charge of the premises, and require such person at once to make the premises safe; and if he refuses or neglects so to do, he shall be liable to a penalty of not less than twenty, or more than one hundred dollars for each offence, and the inspector shall remove the obstructions.

Outer and inner doors of certain buildings.

SECT. 9. All outer doors of buildings and structures mentioned in section seven of this chapter, shall be kept open when such buildings or structures are used by the public, unless such doors open outwards, and except that fly doors opening both ways may be kept closed. All inner doors of such buildings and structures shall be made so as to open outward, and said inspector is hereby authorized to enter any of such buildings or structures at all reasonable hours for the purpose of ascertaining whether or not any of the provisions of this chapter are being violated.

Building permits.

SECT. 10. Whoever intends to erect, or make alterations in a building of any description, within ten feet of a public street of the city, shall, seven days at least before he proceeds to build, or erect the same, or lay the foundation thereof, or to make the said alterations, or to do any act for carrying into execution his intention to do such things, give to the inspector of buildings, notice in writing of his intention, with the dimensions of the structure proposed, the materials to be used, the number on the street, or the precise location, and the name of the owner or owners of the land, in order that any encroachment or other injury or inconvenience to the public streets, which might otherwise happen may be thereby prevented.

No work except necessary repairs, shall be done upon any wall, structure, or building, without a permit from the inspector of buildings.

Before erection of building, etc., lines and grade of street to be ascertained.

Every person before proceeding to erect any building, fence, or wall, to be placed as specified in the first paragraph of this section, shall first apply to the city engineer for the lines and grade of the street upon which he intends to build; and the city engineer shall furnish the same without charge, if in his power to do so. Whenever the city engineer ascertains that any structure has been placed in violation of this section, he shall at once give notice to the mayor and aldermen, in writing, of such violation; and, upon receipt of such notice, the mayor and aldermen shall forthwith issue an order to the party offending, directing that the structure be removed within the time therein specified; and, in case of non-compliance, the mayor and aldermen shall direct

that the incumbrance be removed at the expense of the delinquent.

SECT. 11. The inspector shall not give a permit for the erection or alteration of any building until he has carefully inspected the plans, specifications, or descriptions thereof, ascertained that the building has sufficient strength, and that the means of ingress and egress are sufficient. A copy of the plans and specifications of every public building hereafter erected shall be deposited in the office of the inspector.

Permit not to be given, until, etc.

SECT. 12. The inspector shall designate, in every permit for the erection of a new building, the lowest grade at which the floor of the basement story of said building may be laid.

Designation of grade.

SECT. 13. The foundation walls of all dwelling-houses to be hereafter erected shall be constructed of the dimensions, and in the manner following, viz :

Construction of foundation walls of dwelling-houses.

For wooden houses not exceeding thirty-five feet in height, from the foundation to the top of the upper floor, said foundation walls, if made of rubble stone, shall be not less than sixteen inches thick at the top, and twenty inches thick at the bottom, (the slope to be upon the outside of the wall), and shall be laid in mortar made of at least one part cement to three parts lime mixed with clean, sharp sand, in the proportions of at least one part of cement and lime to two parts sand ; and if made of block stone laid in horizontal courses, or of bricks laid in cement upon stone levellers not less than twenty inches broad and twelve inches thick, said foundation walls shall be not less than sixteen inches thick, or twelve inches thick with buttresses not less than twelve inches wide, as often as once in ten feet, which shall project four inches at the top, and at the bottom a sufficient distance to give a batter of one in ten.

For wooden houses exceeding thirty-five feet in height from the foundation wall to the top of the upper floor, and for brick or stone houses having walls not exceeding twenty-five feet in height above the foundation, the foundation walls shall be built in all respects the same as described in the preceding paragraph, except that they shall be four inches thicker than called for in said paragraph.

The foundation walls of brick or stone houses having walls exceeding twenty-five feet, and not exceeding forty-five feet in height about the foundation walls, if built of rubble stone, shall be not less than twenty-four inches thick at the top, and thirty inches thick at the bottom, and shall be laid in mortar the same as provided in the second paragraph of this section ; and if made of block stone in horizontal courses, or of brick laid in cement, upon stone levellers not less than thirty inches broad and twelve inches thick, said foundation walls shall be not less than twenty inches thick.

The foundation walls of all brick or stone houses having exterior walls exceeding forty-five feet in height above said foundation walls, if made of rubble stone, shall be not less than thirty inches thick at the top, and thirty-six inches thick at the bottom, and shall be laid in mortar the same as provided in the second paragraph of this section; and if made of block stone laid in horizontal courses, or of brick laid in cement, upon stone levellers not less than thirty-six inches broad and sixteen inches thick, said foundation walls shall be not less than twenty-four inches thick.

Foundation walls of wooden buildings (other than dwelling-houses), with walls not exceeding 35 feet in height.

SECT. 14. The foundation walls of all wooden buildings (other than dwelling-houses) hereafter erected with external walls not exceeding thirty-five feet in height above the foundation walls, if made of common stone, shall be not less than twenty inches thick at the top, and thirty inches thick at the bottom (the slope to be upon the outside of the wall), and shall be laid in mortar the same as hereinbefore provided for the foundations of dwelling-houses; and, if laid of block stone in horizontal courses, or of brick, laid in cement upon stone levellers not less than thirty inches broad and twelve inches thick, they shall be not less than twenty-four inches thick. The foundation walls of all brick buildings of the height and description mentioned in this section, shall be four inches thicker than above stated.

Foundation walls of wooden buildings (other than dwelling-houses), with walls exceeding 35 feet in height.

SECT. 15. The foundation walls of all wooden buildings (other than dwelling-houses) hereafter erected with external walls exceeding thirty-five feet in height above the foundation walls, if made of common stone, shall be not less than twenty-four inches thick at the top, and thirty-four inches thick at the bottom, the slope to be upon the outside of the wall; and shall be laid in mortar the same as hereinbefore provided for the foundation walls of dwelling-houses; and, if made of block stone laid in horizontal courses, they shall be not less than twenty-eight inches thick. The foundation walls of all brick buildings of the height and description mentioned in this section shall be four inches thicker than above stated. All foundation walls shall be laid at least four inches below the bottom of the cellar.

Foundation walls of brick buildings.

Piling.

SECT. 16. Whenever piles are required to be driven for a foundation, except as provided in the next section, they shall be of suitable stock, driven to a firm and solid bearing, and the tops shall be cut off on a level to insure constant immersion. There shall be not less than two rows under all external and party walls, and they shall be spaced not over three feet on centres in the direction of the length of the wall. All piles, except as provided in the next section, shall be capped with block-granite levellers, not less than sixteen inches thick, each stone to have a firm bearing on at least one pile in each row.

SECT. 17. Wooden structures not otherwise described herein for dwellings, manufacturing or business purposes, not exceeding two stories in height, may be built on stone or brick foundations, on piers or posts, each set on a hard bottom, but to a depth of not less than four feet below the surface of the ground, or on piles well driven to a hard bottom, said piers, posts, and piles to be spaced not more than eight feet on centres; or on mud-sills, resting on cross-pieces of plank three inches or more in thickness, not less than four feet long and ten inches wide, placed at intervals of not more than ten feet on centres.

Foundations  
required for  
two-story  
wooden struc-  
tures.

### *External Walls.*

SECT. 18. The external walls of all brick dwelling-houses hereafter erected, if not more than twelve feet high above the foundation walls, shall be not less than eight inches thick for their entire height; if two stories and not more than twenty-five feet in height above the foundation walls, they shall be not less than twelve inches thick to the top of the second floor, and not less than eight inches thick for the remaining height; and, if three stories and more than twenty-five feet in height, they shall be not less than twelve inches thick to the top of the third floor, and not less than eight inches thick for the remaining height.

External walls  
of brick dwell-  
ing-houses.

SECT. 19. The external walls of all brick buildings, other than dwelling-houses, to be hereafter erected in this city, if not more than forty feet in height above the foundation walls, shall be not less than sixteen inches thick to the top of the upper floor, or for two-thirds of their height, and not less than twelve inches thick for the remaining height; and, if more than forty feet in height, they shall be not less than twenty inches thick to the top of the second floor, or for one-half their height, not less than sixteen inches thick to the top of the third floor, or three-fourths of their height, and not less than twelve inches thick for the remaining height.

External walls  
of brick build-  
ings other  
than dwelling-  
houses.

Provided, however, that the external walls of brick buildings, not exceeding twenty-five feet in height, and covering an area not exceeding two thousand superficial feet, to be used for stables or light mechanical purposes, may be twelve inches thick.

SECT. 20. No buildings except manufactories, railway stations, stables, churches, school-houses, and halls for public assemblies, shall hereafter be erected, and no existing building shall hereafter be altered or added to, so that they shall extend in a range or have a frontage of more than fifty feet without at least one brick party wall, not less than eight inches thick for its entire height, and extending from the

Party-walls  
for dwelling-  
houses, etc.

bottom of the cellar, or from a foundation wall constructed as provided in section fourteen, to the under side of the roof boarding, which shall be laid and be embedded in mortar upon said wall, and no existing building, having a range or frontage of more than fifty feet, shall be converted to a use not excepted by this section, without at least one brick party wall, constructed as described in this section; *provided*, however, that any single dwelling-house, intended for one family, may be extended more than fifty feet in one direction without such party wall.

Distance between wooden buildings.

SECT. 21. No wooden building to be used for the purposes of a dwelling-house shall be built at a less distance than two feet from any other wooden building; and no wooden building heretofore erected and now used for other purposes than a dwelling-house, any wall or portion of a wall of which is within less than two feet of any other wooden building, shall be converted into or used for a dwelling-house without the intervention of a brick wall, where the united width of the two buildings exceeds forty feet; *provided*, that a wooden ell, not exceeding thirty feet in length, fifteen in width, or an equivalent number of feet in area, and not more than twenty-five feet in height, above the sill of the main building, may be built without the intervention of a brick wall between the said ell and the main building.

Party-walls in buildings other than dwelling-houses.

SECT. 22. Party walls of brick, in all buildings other than dwelling-houses, hereafter to be erected in this city with external walls not exceeding thirty-five feet in height, shall be not less than sixteen inches thick to the top of the second floor, and not less than twelve inches for the remaining height; and, in buildings having external walls exceeding thirty-five feet in height, said party walls shall be not less than twenty inches thick to the top of the second floor, not less than sixteen inches thick to the top of the third floor, and not less than twelve inches thick for the remaining height.

Openings and doorways in party-wall.

SECT. 23. No opening or doorway shall be cut through or formed in a party wall of any building, without a permit from the inspector of buildings, and every such doorway shall have top, bottom, and sides of stone, brick, or iron, and shall be closed by two doors, or sets of doors, of wrought iron, or of wood covered with metal, with an air space between them of at least four inches, and said doors shall be hung in rabbeted iron frames, or in wooden frames entirely covered with metal, or to iron hinges in brick or stone rabbets.

#### *Piers and Columns.*

Piers.

SECT. 24. All piers shall be built of the best quality of good, well-burnt hard brick, laid in cement and sand mortar,

and well wet when laid in warm weather. Brick piers under lintels, girders, or columns of brick buildings shall have a cap iron at least two inches thick, the full size of the pier. Brick piers and buttresses shall be bonded with through courses, levelled, and bedded, each course, and, where their foundations rest upon piles, a sufficient number shall be driven to insure a proper support.

SECT. 25. Every metal column in a brick building shall rest on an iron plate of not less thickness than two inches. Wooden columns supporting girders and floors in such buildings shall rest on inch and a half iron plates, with sockets to receive the foot of the columns. Metal columns placed one on the top of another shall have a plate at the top of each column, with projections on both sides to fit into cap and base of columns, to prevent slipping; and all columns shall have holes bored, where directed by the inspector, into and through the shell at right angles to the shaft, so as to show the thickness of shell. All bearing parts of columns and plates shall be turned or planed to true surfaces. Columns.

#### *Grade of Cellars and Basements.*

SECT. 26. No cellar or basement cellar of any building shall be constructed below the grade of thirteen feet above mean low water; *provided, however*, that the board of aldermen may, by license, subject to revocation at any time by them, authorize cellars or basement cellars to be constructed in buildings, no part of which is to be used as a dwelling, so much below said grade as they may designate in such license. Grade of cellars.

SECT. 27. All buildings built upon filled or made land shall have a bed of concrete, of hydraulic cement and gravel, or tar and gravel, or asphalt, not less than two inches in thickness, spread over the cellar bottom, or shall be paved with brick laid in cement, throughout the whole extent of the building; and where there is a basement floor over the cellar bottom, with an air space between the concrete and said floor, the air space shall be properly ventilated. Cellar bottoms on filled or made land.

#### *Conducting Water from Roofs of Buildings.*

SECT. 28. All buildings hereafter erected within eight feet of any street or travelled way, shall be provided with suitable leaders for conducting the water from the roof to the ground, and in no case shall such water be allowed to flow upon or across the surface of the sidewalk to the street, gutter, or sewer. Leaders or conductors.

#### *Bonding of Walls.*

SECT. 29. In every brick wall in buildings hereafter erected, every ninth course of brick shall be a heading course, Heading or bonding courses.

Walls to be anchored to each other.

except in walls built with some bond in which as much as every ninth course is a heading course, and except where walls are faced with face-brick, in which case every ninth course shall be bonded with Flemish headers, or by cutting the course of the face-brick, and putting in diagonal headers behind the same, or by splitting face-brick in half and backing the same by a continuous row of headers. The front, rear, side, end, and party walls of all brick buildings hereafter erected shall be anchored to each other every ten feet in their height by tie-anchors, made of at least one and a quarter inch by three-eighths of an inch wrought iron.

Walls to be anchored to beams.

All walls of a brick building, on which the ends of beams rest, shall be anchored at each tier of beams, at intervals of not more than ten feet apart, with good, strong, wrought-iron anchors, at least three-eighths inch by one and one-quarter inch, well built into the walls and fastened at the top of the beams; and where the beams are supported by girders, the ends of the beams resting on the girders shall be butted together, end to end, and strapped by wrought-iron straps or tie-irons, at the same distances apart, and in the same beams as the wall anchors, and shall be well fastened.

Beams to be strapped to girders.

#### *Timbering of Floors.*

Construction of floors.

SECT. 30. All floors shall be constructed to bear a safe weight, per superficial foot, exclusive of materials, as follows: For dwellings, tenements or lodging houses, one hundred pounds; for buildings for light mechanical purposes, and for public buildings, one hundred and fifty pounds; for store-houses, warehouses, machine shops, armories, drill rooms, and riding schools, not less than two hundred and fifty pounds. These requirements shall apply to all alterations, as well as to new buildings.

Headers and tail beams.

SECT. 31. Every header more than four feet long, used in any building except a dwelling, shall be hung in stirrup irons, of suitable dimensions for the size of the timbers, and securely joint bolted. All tail beams shall be properly framed or hung to headers.

Timbers splayed.

SECT. 32. The ends of all floor beams and rafters of a brick building entering a wall shall be cut on a splay of three inches in their width.

Timbers not to be cut for piping.

SECT. 33. No floor timber, header, or trimmer of a brick building shall be cut into more than two inches in depth for piping, without a permit from the inspector, and no cutting shall be made in any timber at a greater distance than three feet from its support.

#### *Chimneys and Heating Apparatus.*

Construction of chimneys.

SECT. 34. All chimneys hereafter erected shall be built from the ground, of brick, stone, or other fire-proof non-con-

ducting materials, and shall be built plumb, or nearly so, so as to be self-sustaining; *provided*, however, that brick flues may be securely built into the brick work of the walls of the building to which they are hung, when the walls are not less than twelve inches thick; *and provided also*, that upon special permission, first obtained from the board of aldermen, chimneys may be built upon cast iron or hard pine columns set upon iron plates at least one and one-half inches thick with sockets and capped at their upper ends with a metal plate at least two inches thick, and not more than two inches shorter upon either side than the corresponding sides of the chimney; or upon permission being obtained as above, chimneys may be built upon a flooring of masonry supported by iron beams, which have secure bearings on masonry or iron at each end, the same to be constructed in all respects to the satisfaction of the inspector of buildings; *and provided also*, that the matter of the construction of chimneys in small wooden buildings, other than dwelling-houses, not more than one story and a half in height shall be left to the decision of the inspector of buildings; but such chimneys must be constructed in accordance with his instructions and to his satisfaction.

SECT. 35. All brick chimney-flues shall be smoothly plastered inside with mortar from top to bottom, during the course of construction, and also outside below the roofing after having been examined and approved by the inspector of buildings; except that exposed portions of said chimneys when the walls of the flues are eight inches thick may be left unplastered upon the outside. Said chimneys shall be topped out with brick or stone, laid in cement, and the topping out shall not have more than two inches projection, unless the bricks are covered by a cap of stone or other non-combustible material in one piece, properly secured, and approved by the inspector; and in no case shall a nail be driven into the masonry of any flue. Brick flues.

SECT. 36. The shell of all flues for boilers, ovens, and ranges set in brick, shall hereafter be of brick-work eight inches thick, or its equivalent, to the top of the first floor above said boilers, ovens, or ranges. Ranges set in brick and boilers shall have the outside of their flues exposed without covering, except by plastering directly upon the bricks, up to the ceiling of the room, and no wood-work shall be placed on the outside of the same. Shell of flues.

SECT. 37. No wood-work of any kind, except the roof covering, shall be placed at a less distance than one inch from the outside of the brick-work of any flue. No wood-work shall be placed at a less distance than one inch from any tin or other metal flue or pipe used or intended to be used to convey heated air, hot water, or steam in any building, un- Flues of ranges and boilers.  
Distance of wood-work from flue, and from hot air and steam pipes.



less such flue or pipe be cased with a metal sleeve of larger diameter than said flue or pipe, so as to permit a free circulation of air all around the same.

**Kind of brick.** SECT. 38. No soft bricks shall hereafter be used in the construction of any wall, chimney, or flue referred to in this chapter.

**Smoke-pipes.** SECT. 39. No smoke-pipe in any building with wooden or combustible floors or ceilings shall hereafter enter any flue, except at a distance not less than twelve inches from said floor, or ceiling; and in all cases where smoke-pipes pass through stud or wooden partitions of any kind, whether the same be plastered or not, they shall be guarded by a soapstone ring having a thickness radial to said pipe of not less than two inches, and extending through said partition, and in cases where smoke-pipes pass through wood-work of any kind in such near proximity to the brick-work of the flue that the space between said wood-work and flue is inaccessible, said pipe shall be guarded by a soapstone ring or thimble, or its equivalent, having a thickness of at least two inches, and extending from the outer face of said wood-work to a point at least two inches within the brick-work of the flue in which it shall be firmly set.

**Hearths.** SECT. 40. All hearths shall be supported upon trimmer arches of brick or stone, or upon bars of iron supporting a bed of brick-work, and shall be at least twelve inches longer than the width of the fireplace openings and at least eighteen inches wide in front of the chimney breast.

**Permits to set furnaces, etc.** SECT. 41. No furnace or range set in masonry shall hereafter be placed, or its location changed in any building, without a permit from the inspector of buildings, who shall prescribe such regulation for the setting or placing thereof as in his judgment the public safety may require.

**Tops of furnaces.** SECT. 42. The top of every heating furnace not set in brick shall be kept at least six inches below the beams or ceiling, with a shield of tin plate, made tight, suspended not less than two inches below the said beams or ceiling, and extending at least one foot beyond the top of the furnace on all sides. If the furnace is set in brick and the ceiling is plastered, or the beams are covered with metal, the top of the brick work may be kept within not less than six inches of the ceiling or beams without the intervention of the tin plate shield.

**Permits for steam heating apparatus.** SECT. 43. No steam heating apparatus shall be placed in any dwelling-house now or hereafter built without a permit from the inspector of buildings, who shall prescribe such regulations for the setting or placing of the same as in his judgment the public safety may require.

**License and permit re-** SECT. 44. No furnace for melting iron or making glass, and no stationary steam engine or steam boiler to be used

for mechanical purposes and in which any other fuel than coal is used or to be used shall be hereafter erected or put up to be used without a license first obtained from the board of aldermen, and in no case shall a stationary engine propelled by steam or other motive-power be hereafter erected or put up for use within five hundred feet of a dwelling-house or public building unless a license therefor has first been obtained from the board of aldermen, and upon the granting of such a license in either of the cases referred to in this section, the person or persons receiving it shall, before setting, erecting, or placing said boiler, engine, or furnace, obtain a permit from the inspector of buildings, who shall prescribe such regulations for the setting or placing thereof as in his judgment the public safety may require.

quired to erect certain steam boilers, etc.

SECT. 45. No smoke-pipe or flue shall project through any external wall or through any window, door, or other opening in said wall.

Smoke-pipe.

SECT. 46. All floor timbers, headers, and trimmers of every brick building hereafter erected, or altered, in which a chimney is built in a brick wall, shall be placed distant at least two inches from the outside of every chimney flue, and the space between such timbers and the brick-work of the chimney shall be closed by a proper fire stop of incombustible material.

Distance of certain timbers from flue.

Fire stops.

SECT. 47. If any chimney, flue, or heating apparatus on any premises, in the opinion of the inspector, endangers the premises, he shall at once notify in writing the owner or agent of such premises. If such owner or agent fails to commence to make such chimney, flue, or heating apparatus safe by twelve o'clock noon of the day following the service of such notice, and diligently prosecute the work to completion, he shall be liable to a penalty of not less than ten dollars nor more than fifty dollars.

Unsafe chimneys, flues and heating apparatus.

SECT. 48. No boiler to be used for steam motive-power, and no furnace for melting metal or making glass, shall be placed on any floor above the cellar or basement, unless the same is set upon masonry built up from the ground, or upon iron beams supported upon masonry; and all wood-work and timbers shall be removed from the floor under the same; *provided*, however, that furnaces for melting such metals only as fuse at a temperature not exceeding eight hundred degrees Fahrenheit, and that are connected with the chimney by a sheet metal pipe exposed to view, may be placed upon hollow brick or stone hearths, supported by the wooden floor of the first story or basement, the air spaces in which hearths shall be not less than three inches in perpendicular height, and connected by suitable air passages, with the atmosphere of the room.

Steam boilers, etc., where set.

*Hot Air Registers.*

Hot air registers, how set, etc.

SECT. 49. All hot air register boxes hereafter placed in the floors or partitions of buildings shall be set in soapstone borders not less than two inches in width, firmly set in plaster of Paris or gauged mortar, or in such other protection as shall in the judgment of the inspector be equivalent to soapstone; shall be made of tin plate with a flange on the top to fit the rabbet in the soapstone, and shall have an open space of one inch on all sides extending from the under side of the ceiling below the register, or the back side of the partition to the soapstone in the floor or partition; the outside of said space to be covered with a casing of tin plate, tight on all sides and extending from the under side of said ceiling or back side of said partition to, and turn under, the said soapstone; but register boxes of fifteen by twenty-five inches or more in size shall have a space as above of two inches.

*Fire Guards.*

Fire belts or stops.

SECT. 50. The insides of all furred brick walls of every brick building hereafter erected shall have a fire belt or stop, composed of some fire-proof material, at least six inches wide, and thoroughly set up between furrings at the top and bottom of each floor and in each story, in which stud walls or partitions are constructed, and rest on walls or other partitions; said stud walls and partitions shall have the spaces between the floor joists immediately under such walls or partitions, and between studs from the undersides of said floor joists to a line six inches above the tops of said joists, filled solid and flush with the plastering on both sides with mortar, cement, plaster, or other incombustible material; and if such studs or partitions shall rest upon solid timber or joists for the whole length thereof, such filling as above described shall be placed from the top of such timber or joists to the same height as above specified; or a strip of tin or galvanized iron, at least one inch wider than the width of said studding, and continuing under the footing of said walls or partitions, may be substituted for the filling above specified, where there is no partition or wall beneath. The exterior and interior walls of all wooden buildings hereafter erected shall have the space between the studding at the top and bottom of each story divided or separated by a fire-stop, so as to check effectually the draft from one story to another, and from the vertical spaces in the walls to the horizontal passages between the floor timbers. The spaces between stringers or carriages of all wooden staircases, unless said stringers or carriages are left exposed, shall be closed at intervals not

exceeding three feet by substantial stops of incombustible material.

SECT. 51. The various forms of construction tending to create or form air passages from one story to another, such as spaces around pipes, ventilating shafts, or chimneys furred off to form breasts, in every building hereafter erected or altered, shall have a fire and smoke stop at each floor, approved by the inspector, which fire and smoke stop in all brick buildings shall be of incombustible material. All ventilation ducts shall be of incombustible materials.

Fire and  
smoke stops  
on each floor.

SECT. 52. No bay-window balcony shall be built upon the front wall of any building, so as to project over the line of the street.

Bay windows.  
P. S. c. 28, § 24.

SECT. 53. Whenever any person is about to erect or alter the exterior walls of a building, within five feet of the line of a street, he shall cause the portion of the site of the building bordering upon the street to be enclosed by a proper fence not less than four feet high, and at least five feet from the line of such building; and the fence shall be made as much higher as the inspector of buildings shall direct, and the same shall be maintained until all liability to accident from falling materials ceases. In erecting any building, no person shall place, deposit, or suffer to remain in any street or highway any lumber or other building material, rubbish, or remains of any old building, for a longer period than may be necessary for the prosecution of the work which may be going on; and in case such material, rubbish, or remains of an old building shall necessarily remain after dark, a sufficient light shall be placed over or near the same, and kept from sunset to sunrise. All rubbish from the erecting or repairing of any building, or the removal of an old building, shall be carried away by the person so erecting or repairing or removing such building, at such time as the surveyors of highways may direct; and in case of neglect or refusal so to do, it shall be removed by the surveyors of highways at the expense of such person. Any person violating any provision of this section shall be liable to a penalty of five dollars.

Fence required  
in certain  
cases while  
building.

Lumber and  
rubbish in  
street.

#### *Snow Guards on Roofs.*

SECT. 54. Every building hereafter erected upon the line, or within five feet of the line, of any street, and having a slated pitch roof sloping towards said street, shall be provided with suitable snow barriers or guards upon said roof to prevent the snow sliding therefrom, the same to be constructed and applied to the satisfaction of the inspector of buildings.

Snow guards  
required in  
certain cases.

*Plumbing and House Drainage.*

Registration  
of plumbers.  
1888, c. 108.

SECT. 55. No person shall carry on the business of plumbing in this city, unless he first registers his name and place of business in the office of the inspector of buildings, and notice of any change in the place of business of a registered plumber shall be immediately given to the inspector.

Sewage.

SECT. 56. On every street provided with a common sewer, the sewage from each building on said street shall be conducted into such sewer.

Construction  
of house  
drains.

SECT. 57. That portion of the house drain which is outside of the building, and more than four feet from the foundation walls, shall be constructed of iron pipe or vitrified drain pipe.

Construction  
of drain pipe  
and waste  
pipe.

SECT. 58. That portion of the drain pipe outside or under the building, and within four feet of the foundation walls, together with the soil pipe, shall be constructed of cast iron with leaded joints. The waste pipe connected with the conductors from the roofs, and other pipes inside the building or outside, and within four feet of the foundation walls, shall be constructed of iron with leaded joints.

Grade of  
pipes.

SECT. 59. The house drain and other pipes for the conveyance of sewage shall be laid with uniform grade and with a fall of not less than one inch in four feet, except in those cases where the city engineer may otherwise permit.

House drain to  
have trap.

SECT. 60. The main house drain shall be provided with a trap with a suitable clean-out, which shall be located either outside or inside the foundation walls of the building, and beyond all house connections. All pipes connecting a water-closet with a soil pipe shall be trapped, each separately, and close to the connection of each water-closet. All waste pipe shall be trapped, each separately, and close to the connection with each bath, sink, bowl, or other fixtures.

Water closet  
pipes to be  
trapped.

Soil pipes.

SECT. 61. All soil pipes shall be carried at their full size through the roof and left open. A provision shall also be made for admitting air to the house drain, side of the main trap.

Waste pipes  
from refriger-  
ators.

SECT. 62. Waste pipes from refrigerators or other receptacles in which provisions are stored, shall not be connected with a drain, soil pipe, or other waste pipe.

Joints of pip-  
ing.

SECT. 63. The joints in the vitrified pipe shall be carefully cemented, under and around the pipe, and the joints in the cast-iron pipe shall be run and calked with lead.

Changes and  
connections.

SECT. 64. All changes in direction shall be made with curved pipes, and all connections shall be made with Y branch pipes.

Joints and  
pipes.

SECT. 65. All joints and pipes shall be made air-tight. Connections of lead pipe with iron pipe shall be made with brass ferrules, properly soldered to lead pipe and calked to

iron pipe with oakum and melted lead. The whole work to be executed by skilful mechanics in a thorough and workmanlike manner, and to the satisfaction of the board of health.

SECT. 66. No steam-exhaust shall be connected with any soil or waste pipe, or drain which communicates with a common sewer. Steam-exhausts.

SECT. 67. All drains now built shall be reconstructed, whenever, in the opinion of the board of health, it may be necessary. Reconstruction of drains.

SECT. 68. In the construction of this chapter the following terms shall have the respective meanings hereinafter assigned them: Definitions.

“Foundation wall” shall apply to that part of the outer wall of a building, other than a party wall, below the level of the ground outside said wall.

“External wall” shall apply to that part of the outer wall of a building, other than a party wall, above the foundation wall.

“Party wall” shall apply to every wall used or built as a separation of any building from any other building, or of any dwelling house from any other dwelling house.

“First floor,” “second floor,” and “third floor” shall be understood to mean respectively the first floor, second floor, and third floor above the cellar or basement.

The thickness of walls required by this chapter shall be understood to apply in every case to solid masonry, exclusive of any air space.

“Chimney” shall apply to any permanent or fixed flues or passages, built into any building for conveying away the products of combustion from furnaces, stoves, boilers, ranges, or fire-places.

SECT. 69. Whoever violates any provision of this chapter shall be liable to a penalty of not more than fifty dollars, unless another penalty is specifically provided herein. Penalty.  
P. S. c. 104, § 1.

SECT. 70. The provisions of this chapter shall not apply to buildings and structures owned or occupied by the United States or by the State of Massachusetts, nor to bridges, quays, and wharves. Where this chapter does not apply.  
P. S. c. 104, § 1.

## CHAPTER 8.

## CAMBRIDGE CEMETERY.

Money received for care of lots, etc.  
P. S. c. 82, § 17.

SECTION 1. Whenever the board of commissioners of the Cambridge cemetery, or any person or persons authorized by that board, shall certify in writing to the treasurer, that a certain sum of money, not less than fifty nor more than five hundred dollars, is sufficient to warrant the board in assuming the preservation and care of any lot or grave in the Cambridge cemetery, the treasurer shall receive such amount, and the interest thereof, at the rate of four per centum per annum shall be applied by the said board to the preservation and care of such lot or grave in the Cambridge cemetery as the person paying the money shall designate.

Interest thereon to be paid to cemetery commissioners.

SECT. 2. The treasurer shall receive all sums of money paid in accordance with the provisions of the preceding section, giving a proper receipt of the city therefor; and shall thereupon send notice to the superintendent of the cemetery of such payment, and a description of the lot or grave, on account of which such payment is made, and shall annually, at such time as the board of commissioners of the Cambridge cemetery shall request, pay over to the board four per cent. interest upon all sums so paid to and receipted for by him.

Commissioners to apply same.

SECT. 3. The board shall faithfully apply all sums of interest so received by it, in accordance with the notices so sent by the treasurer.

Name of fund.

SECT. 4. The fund so created shall be denominated the "Cemetery fund for the perpetual care of lots."

## CHAPTER 9.

## CITY CLERK.

SECTION 1. The city clerk shall have the care and custody of the city records and of all documents, maps, plans, and papers of the city, respecting the care and custody of which no other provision is made. He shall attend all meetings of the mayor and aldermen, and all meetings of both branches of the city council, when met in convention, and he shall keep records of the proceedings at all such meetings.

Duties.

SECT. 2. The city clerk shall give to the city a bond, with sufficient sureties, in the sum of three thousand dollars, in such form as shall be satisfactory to the city solicitor, and subject to the approval of the mayor and aldermen, which bond shall be executed, approved, and delivered before he enters upon the duties of his office, and within ten days after his election. Should he fail to give such bond within the time herein required, the election shall be void, and a new election shall be had forthwith.

Bond of city clerk.

In case of the death or insolvency of any of the sureties upon any bond so given, the city clerk shall immediately give a new bond, with sufficient sureties, as hereinbefore provided, and if he fails to give such new bond within a reasonable time after notice to do so, it shall be sufficient cause for his removal from office.

SECT. 3. Annually, in the month of April, there shall be elected by the city council in joint convention, an assistant city clerk, who shall be sworn to the faithful discharge of his duties, shall hold office for one year or until his successor is chosen, shall be removable at the pleasure of the city council, and shall receive such compensation as the city council shall prescribe.

Assistant city clerk, election of.  
P. S. c. 28, § 10.

SECT. 4. The assistant city clerk shall assist the city clerk in recording, indexing, and certifying all documents and papers required by law to be filed in the office of, or recorded by, the city clerk, and shall perform all other duties pertaining to the office of city clerk when thereto requested by the city clerk, or when from any cause the office of city clerk shall be vacant.

His duties.  
P. S. c. 28, § 10.

SECT. 5. He shall give a bond in such a form as the city solicitor shall approve, with sufficient sureties, to be approved by the mayor and aldermen, in the sum of three thousand dollars, which bond shall be executed, approved, and delivered before he enters upon the duties of his office, and

Bond of assistant city clerk.



within ten days after his election. Should he fail to give such bond within the time herein required, the election shall be void, and a new election shall be had forthwith. In case of the death or insolvency of any of the sureties on any bond so given, he shall immediately give a new bond, with sufficient sureties, as hereinbefore provided; and, if he fails to give such new bond within a reasonable time after notice to do so, it shall be sufficient cause for his removal from office.

## CHAPTER 10.

## CLERK OF COMMITTEES.

SECTION 1. Annually, in April, there shall be elected, by <sup>How elected.</sup> concurrent vote of the two branches of the city council, a clerk of all committees, standing or special, of either branch and of both branches of the city council, not otherwise provided for by ordinance or order; who shall receive such compensation as the city council shall determine, and hold office for one year, and until his successor is elected. He may be removed, and his place for the unexpired term filled, at the pleasure of the city council.

SECT. 2. He shall make a proper record, in books kept <sup>Duties.</sup> for the purpose, of all proceedings and transactions, and keep a calendar of all meetings of the committees of which he is clerk, and, when requested by the chairman, notify the members thereof. He shall perform such other duties and services, in making estimates and computations, drawing orders and reports, and rendering assistance, as such committees shall require.

## CHAPTER 11.

## COMMONS AND PUBLIC GROUNDS.

Superintendent of streets to have care of.

SECTION 1. The superintendent of streets, under the direction and control of the joint standing committee on roads and bridges, shall have the care of the commons and all the public squares and enclosures belonging to the city, and may, with said committee, make all authorized contracts for the supply of labor or materials required by him hereunder.

Trees, climbing, tying animals to, and posting bills on, forbidden.

SECT. 2. No person, except by permission of said committee, shall climb a tree on any common or other public grounds, nor tie a horse or other animal to, nor post a bill, nor place a sign upon or around any tree on any common or other public grounds of the city.

Horses not allowed on, except, etc.

SECT. 3. No person, except by permission of the mayor or the committee aforesaid, shall ride, lead, or drive a horse, in or upon the commons or other public grounds, except that on occasion of a military exercise, parade, or review, horses necessary for the purposes thereof may be allowed upon any common, or other public ground used for such exercise, parade, or review.

Grazing animals not allowed on.

SECT. 4. No owner or keeper of a horse or other grazing animal shall suffer the same to go at large or feed upon any common or other public grounds.

Turf, etc., not to be dug, etc.

SECT. 5. No person, except by permission of said committee, and for some public use, shall dig or carry away any sward, gravel, sand, turf, or earth from, nor carry or cause to be carried upon any common or other public grounds, any carcass, ordure, filth, dirt, stones, or any offensive matter whatever, or throw or place thereon any stones, sand, gravel, tan, earth, rubbish, or other substance.

Wheelbarrows, etc., not allowed on.

SECT. 6. No person, except by permission of the committee aforesaid, shall carry or cause to be carried upon any common or other public grounds, a wheelbarrow, handcart, bicycle, or other vehicle for the conveyance of burdens, or for pleasure, except children's carriages.

Cleaning carpets forbidden.

SECT. 7. No person shall shake or otherwise clean a carpet on any common or other public grounds; and no person shall commit a nuisance thereon.

Athletic sports not allowed except, etc.

SECT. 8. No person, except by permission of said committee, shall engage in a game of ball, foot-ball or base-ball, or other athletic sports upon any common or other public grounds, except upon such portions thereof as may be set apart for such purposes.

SECT. 9. No person, except by permission of the mayor, shall deliver a sermon, lecture, address, or discourse on any common or other public grounds.

Nor public speaking.

SECT. 10. No person, except by permission of said committee, shall expose for sale or sell any goods, wares, or merchandise on any common or other public grounds, nor erect nor maintain a booth, stand, tent, or apparatus of any kind, for purposes of amusement or show thereon.

Nor sales of goods, etc., nor booths, tents, etc.

SECT. 11. No person shall pull up, break, cut, or deface any of the seats, fences, or railing upon or around any common or other public grounds, nor deface the monuments or statues on any common, nor interfere with any of the hydrants upon any common or other public grounds.

Injury to seats, fences, etc., forbidden.

SECT. 12. No person shall walk, stand, sit, or lie down in or upon, or pull a flower or plant out of a flower-bed on any common or other public grounds, nor suffer a dog or other animal belonging to him, or in his charge, to stand or walk upon such flower-bed.

Walking, etc., on flower-beds forbidden.

SECT. 13. No person shall walk, stand, or lie upon the grass upon any common or other public grounds after such walking, standing, or lying has been prohibited by said committee, and notice of such prohibition given to the public by legible notices placed on such common or public grounds by said committee.

Also walking, etc., on grass.

SECT. 14. No person shall throw stones, snowballs, or other missiles on any common or public grounds.

Also throwing missiles, etc.

SECT. 15. The superintendent of streets, under the direction of said committee, shall have the care of the trees in the public streets of the city. He shall cause all statutes and ordinances made for the protection of the commons and other public grounds and the trees on the public streets to be strictly enforced, and shall institute legal proceedings against all persons violating such statutes or ordinances.

Care of trees.

## CHAPTER 12.

## DEEDS.

Deeds, etc.,  
from city,  
mayor to sign,  
seal, and ac-  
knowledge.

SECTION 1. All deeds, conveyances, leases, and other instruments, which shall be given by the city, and which must be signed, sealed, and acknowledged, shall be signed and acknowledged and delivered by the mayor, on behalf of the city, who shall affix thereto the city seal.

Mortgages  
held by city,  
mayor may  
discharge or  
assign.

SECT. 2. Whenever the amount due and payable on any mortgage belonging to the city is paid to the treasurer, he shall certify the same to the mayor, who shall thereupon discharge the mortgage; or, by and with the consent of the board of aldermen, may assign the same, without liability of or recourse to the city, and for that purpose the mayor shall execute and deliver all necessary papers.

Tax titles held  
by city, mayor  
may release.  
P. S. c. 51, § 17.  
P. S. c. 12, § 43.

SECT. 3. When a person entitled to redeem an estate sold for non-payment of taxes or assessments, and purchased by the city, makes application for such redemption, the mayor may, on the payment to the treasurer of the amount due to the city on such estate, execute in behalf of the city any and all legal instruments that may be necessary to vest in such person the city's title to such estate.

## CHAPTER 13.

## DOGS.

SECTION 1. No person shall own or keep in the city any dog which by barking, biting, howling, or in any other manner, disturbs the quiet of any person. Whoever violates the foregoing provision shall be liable to a penalty not exceeding ten dollars.

Penalty for  
owning or  
keeping bark-  
ing, biting, or  
howling dogs.  
P. S. c. 102  
§§ 109, 110.

## CHAPTER 14.

## ENGINEERING.

Committee on  
city engineer-  
ing.

Its duties.

Election and  
term of office of  
city engineer.

General duties  
of city engineer.

General duties  
of city engineer.

SECTION 1. There shall be appointed, in the month of January in each year, a joint committee of the city council, to be called the committee on city engineering, to consist of two members of the board of aldermen, and three members of the common council. This committee shall have the care and supervision of the city engineer's department, and the appointment and discharge of all persons employed therein, except the superintendent of sewers, shall be with their approval; and they shall fix the compensation to be paid to every person there employed, except said superintendent, subject to the approval of the committee on finance.

SECT. 2. There shall be chosen annually in the month of April, by concurrent vote of the city council, to be first acted on by the mayor and aldermen, a city engineer. He shall hold his office for one year, and until a successor is chosen, unless sooner removed; he shall be removable at the pleasure of the city council, and a vacancy may be filled at any time for the unexpired term. He shall receive such compensation as the city council may determine.

SECT. 3. The city engineer shall be at the head of the department of city engineering, and shall exercise a general supervision of all matters within said department; he shall be consulted in relation to public improvements of every kind where the advice of a civil engineer would be of service. He shall have the charge, under the direction and control of the committee on city engineering, of all plans of streets, drains, sewers, and structures of every kind, not especially belonging to other departments, and shall keep the same properly classified and indexed; and he may make such rules and regulations, concerning the taking of plans from his office, as he may deem necessary to insure their safety.

SECT. 4. He shall, either by himself or his assistants, make such surveys, plans, profiles, estimates, and descriptions as may be required of him by the mayor, the board of aldermen, the city council, or any committee thereof; and he shall perform all other such services for the city, which properly come under the direction of a civil engineer, as may be required of him by the mayor, the board of aldermen, the city council, or any committee thereof, the water board, or the board of commissioners of the Cambridge cemetery.

SECT. 5. He shall take charge of all plans and surveys relating to the laying out, widening, extending, and grading of streets, and the establishing of correct lines for the same, and of all such structures and public works of the city as the city council, or any committee thereof, may direct; and under their direction he shall prepare all plans and specifications for the same, and shall prepare, or cause to be prepared, all contracts that they may require; *provided*, that nothing in this section shall be so construed as to authorize him to interfere with existing departments or boards of officers, or with any which may be hereafter established, whose duties may be clearly defined.

General duties  
of city engineer.

SECT. 6. He shall give to all applicants, so far as the files and records of his office will permit, any information as to the lines and grades of streets on which their estates are situated, or upon which they intend to build. And all information of this character furnished to owners of estates, or persons representing them, or to those intending to build, shall be without charge.

City engineer  
to give to applicants  
lines and grades of  
streets.

SECT. 7. He shall annually, or oftener if required, carefully examine all the bridges within the city limits, and make such reports respecting their condition as to safety, need of renewal, or repairs, as the case may require.

To examine  
bridges annually.

SECT. 8. He shall annually, in the month of December, present to the city council a report in relation to his department, showing the number of persons employed, the detailed expenses of the department, the general nature of the work, the property under his charge, the condition of all structures that come under his supervision, that are in process of construction, or that have been completed during the previous year, and such other general information, in relation to the same, as he may deem expedient.

Annual report.



## CHAPTER 15.

## FEES OF CITY OFFICERS.

Fees received  
by police to be  
paid to treas-  
urer weekly.  
P. S. C. 190,  
§24.

Annual state-  
ment of fees to  
be made by  
certain offi-  
cers.

SECTION 1. All fees, penalties, witness fees, moneys, or compensation received by any members of the police force, other than the salary fixed by ordinance, for any services rendered in their official capacity, except moneys or compensation received by them for special services, and except witness fees for testimony in courts without the limits of the city, shall be paid weekly into the city treasury by the officers receiving the same.

SECT. 2. The city clerk and treasurer and collector shall annually, on the thirtieth day of November, make to the city council a written detailed statement of all fees and perquisites received by each of them for the year ending with that date. The chief of police shall make a similar return of the fees and perquisites received by himself and other members of the police force.

# CHAPTER 16.

## FIRE DEPARTMENT.

SECTION 1. The fire department shall consist of a chief engineer, three assistant engineers, and of as many engine-men, hose-men, and hook and ladder men, to be divided into companies, as the number of engines and other fire apparatus belonging to the city shall require.

Officers and members.

SECT. 2. The chief engineer and assistant engineers shall hold their respective offices until removed by the city council, or until their offices are otherwise vacated. The city council may, by concurrent vote, at any time remove from office the chief engineer or any assistant engineer. In the case of a vacancy in the offices of the chief engineer and the assistant engineers, such vacancy shall, within thirty days after it is created, be filled by appointment by the mayor, with the approval of the board of aldermen and the concurrence of the common council, or in default thereof, afterward by concurrent vote of the city council, either branch acting first. The respective rank of the engineers shall be determined by the mayor and aldermen at the time of their appointment.

Term of office of chief and assistant engineers.

Vacancies, how filled.

Rank, when determined.

SECT. 3. The chief and assistant engineers, on their appointment, shall each receive a warrant, in the words following: "This certifies that ——— is appointed chief engineer [or assistant engineer] of the fire department of the City of Cambridge, and is entitled to all the immunities, and invested with all the powers, belonging to said office. Given under my hand, this — day of —, A. D. 18 —. —, *Mayor*. —, *City Clerk*."

Warrants for engineers.

SECT. 4. The engineers shall constitute a board of engineers, a majority of whom shall form a quorum, and of which, in the absence of the chief engineer, the first assistant engineer shall be presiding officer; and they may appoint a clerk, and make such rules and regulations for their own government, as they may see fit. They shall be responsible for the discipline, good order, and proper conduct of the whole department, and for the care of all houses, steam-fire-engine horses, hose-carriages, and other furniture and apparatus thereto belonging. They shall have the superintendence and control of all the reservoirs belonging to the city. They shall have the control of all the engine-houses and other houses used for the purposes of the fire department, and of all furniture and apparatus thereto belonging, and of the steam-fire-engines and all other fire apparatus

Board of engineers.

Clerk, rules and regulations.

Powers and duties of engineers.  
P. S. c. 35, § 34.

belonging to the city, and over the officers and members of the several companies attached to the fire department; and they may make such rules and regulations for the better government, discipline, and good order of the department, and for the extinguishing of fires, as they may think expedient, the same not being repugnant to the laws of this Commonwealth, or to any ordinance of the city, but subject to the approval of the mayor and aldermen. The assistant engineers shall report their absences from such fires as they are requested to attend, with the reasons therefor, to the chief engineer, who shall keep a record thereof, and of his own absences from fires.

Assistant engineers to report absences from fires.

Powers and duties of engineers at fires.

P. S. c. 35, §§ 3, 4.

Powers and duties of chief engineer.

To report annually.

To cause repairs of fire apparatus to be made.

SECT. 5. The engineers shall, whenever a fire breaks out in their respective districts, immediately repair to the fire, wearing the badge of their office; shall require and compel assistance from all persons in extinguishing the fire, removing furniture, goods, or other merchandise from any building on fire or in danger thereof, and in pulling down any building if occasion require; and shall suppress all tumults and disorders.

SECT. 6. The chief engineer shall have the sole command at fires over all persons, whether members of the fire department or not. He shall direct all proper measures for extinguishing fires, protecting property, preserving order, and enforcing the laws, ordinances, and regulations respecting fires; and examine into the condition of the steam-fire-engines and all other fire apparatus, and of the steam-fire-engine and other houses belonging to the city and used for the department, and by the companies thereto attached, as often as once a week, and whenever directed so to do by the city council, or by the joint standing committee on the fire department. He shall certify all bills except those authorized by special order of the city council, the joint committee on the fire department, or the committee on fuel, and submit the same monthly to the committee on the fire department. He shall report annually, in the month of December, to the city council, a statement of the receipts and expenditures of his department, the condition of the steam-fire-engines and all other fire apparatus, a schedule of the property in his charge, the names of the officers and members, and such other facts in relation to his department as he may deem expedient. Whenever the steam-fire-engines or other fire apparatus require repairs, he shall cause the same to be made, under direction of the last-named committee; and, so far as practicable, shall examine into the location and condition of fire apparatus belonging to corporations or private individuals within the limits of the city. He shall also, under the direction of the last-named committee, require the permanent men when not otherwise engaged, to perform such

other duties and do such other work as, in his judgment or that of the committee, may be deemed proper: *provided*, that no alterations shall be made in any building except by order and under the direction of the committee on public property. He shall also receive and transmit to the city council all returns of officers, members, and fire apparatus made by the respective companies as hereinafter prescribed, and all other communications relating to the affairs of the fire department; shall keep fair and exact rolls of the respective companies, specifying the time of admission and discharge, and the age of each member; and shall report annually, or oftener if directed, all accidents by fire which may happen within the city, with the causes thereof, the number and description of the buildings destroyed or injured, and the amount of loss and insurance on the same, together with the names of the owners or occupants.

To transmit to city council returns made by fire companies.

To report all accidents by fire.  
P. S. c. 35, § 10.

SECT. 7. In case of the absence of the chief engineer, the engineer next in rank shall execute the duties of his office, with full powers.

Who acts in absence of chief.

SECT. 8. No person who is not a legal voter in the city, or whose daily occupation is carried on outside of the city, shall be appointed or continue an officer or member of the fire department.

Qualifications of members, etc.

SECT. 9. Each steam fire-engine company appointed by the mayor and aldermen shall consist of a foreman, assistant foreman, engineman, fireman, driver of the steam-fire-engine, driver of the hose-carriage, and six hosemen. The foreman and assistant foreman shall be nominated by the board of engineers for appointment by the mayor and aldermen. The engineman and the two drivers shall be constantly employed, and shall at all times be in or about the engine-house, except when unavoidably absent, or excused from duty by the chief or an assistant engineer: There shall also be appointed one engineman at large, who shall be employed in place of any engineman or driver who may be excused from duty.

Members of steam fire engine company.

Engineman and drivers to be constantly employed.

Engineman at large.

The foreman of each steam fire-engine company shall have charge and direction of his company at fires.

Duties of foreman and assistant foreman.

The assistant foreman of each steam-fire-engine company shall assist the foreman in the discharge of his duties, and act as clerk of the company.

SECT. 10. The engineman of each steam-fire-engine company shall, under the direction of the board of engineers, have the sole care of the engine-house and all the property therein belonging to the city. He shall make requisitions on the chief engineer for all supplies required for his company. He shall be held personally responsible for the care and condition of the steam-fire-engine, and have it at all times ready for immediate use. He shall be accountable for the proper performance of all duties required of the drivers, and report to the chief engineer any neglect on their part.

Duties of engineman.

Duties of driver of steam fire-engine company.

SECT. 11. The driver of each steam-fire-engine, and the driver of the hose-carriage, shall drive and have charge of the horses of the steam-fire-engine and hose-carriage, respectively, and have the same at all times ready for immediate use, and the stable kept neat and clean. They shall also assist the engineman in keeping the house and apparatus clean, and they and the engineman shall perform such other duty as may be required of them by the chief engineer.

Members of hook-and-ladder company.

SECT. 12. Each hook-and-ladder company appointed by the mayor and aldermen shall consist of a foreman, assistant foreman, driver, and eleven ladder-men. The foreman and assistant foreman shall be nominated by the board of engineers for appointment by the mayor and aldermen. The foreman shall, at all fires, have charge and direction of his company. The assistant foreman shall assist the foreman in the discharge of his duties, and also act as clerk of the company. The driver shall be constantly employed, and at all times be in or about the hook-and-ladder house, except when unavoidably absent, or excused from duty by the chief or an assistant engineer. He shall drive and have charge of the horses, shall keep the stable neat and clean, and perform such other duty as may be required of him by the chief engineer. When there is no permanent foreman, he shall, under the direction of the board of engineers, have the sole care of the house, and all the property therein belonging to the city, and shall be held personally responsible for the care and condition of the same.

Duties of foreman and assistant foreman.

Duties of driver.

Duties of foreman of hook-and-ladder company.

SECT. 13. The foreman of each hook-and-ladder company shall be constantly employed, and at all times be in and about the hook-and-ladder house, except when unavoidably absent or excused from duty by the chief or an assistant engineer. He shall, under the direction of the board of engineers, have the sole care of the hook-and-ladder house and all the property therein belonging to the city, and shall be held personally responsible for the care and condition of the same. He shall be accountable for the proper performance of all duties required of the driver of the hook-and-ladder truck, and report to the chief engineer any neglect on his part.

Vacancy in company, how filled.

Term of service of members.

Warrant for members.

Duty of foreman as to rolls, etc.

SECT. 14. Whenever any vacancy occurs in any steam-fire-engine, hose, or hook-and-ladder company, the vacancy shall be filled by appointment by the mayor and aldermen. The members of such companies shall continue in service until removed by the mayor and aldermen, or until their positions are otherwise vacated. The mayor and aldermen may remove at any time any member of such companies. Members of such companies shall receive a warrant substantially like that prescribed for engineers.

SECT. 15. The foreman shall keep, or cause to be kept by the clerks of their respective companies, fair and exact

rolls, specifying the time of admission, discharge, and age of each member, and accounts of all city property intrusted to the care of the several members, and of all cases of absence and tardiness, in a book provided for that purpose by the city, which rolls or record-books are always to be subject to the order of the board of engineers and the mayor and aldermen. They shall also make, or cause to be made, to the chief engineer, true and accurate returns of all the members, with their ages, and the apparatus intrusted to their care, whenever called upon so to do.

SECT. 16. The officers and members of the several companies, whenever a fire breaks out in the city, shall repair forthwith to their respective steam-fire-engines, hose, and hook-and-ladder carriages, and obey the directions of the chief or other engineer, and, in the absence of all the engineers, the directions of their respective foremen.

Duty of members of companies in case of fire.

SECT. 17. Any officer or member may be removed from the fire department by a vote of the majority of the board of engineers; such vote shall be final, unless, in case of officers and permanent members, the same is reversed by the mayor and aldermen within fourteen days after it is passed; and the board of engineers shall have power to transfer members from one company to another, whenever the interests of the department require. Any member of the board of engineers shall have the power to suspend any officer or member of the fire department for misconduct, until the next meeting of the board of engineers, which meeting shall be held within seven days after such suspension.

Removal of officers or members.

Transfer of members.

Suspension of officer or member for misconduct.

SECT. 18. In all cases of removal from office or from the department, by the engineers, the name of the person removed, with a statement of the reasons therefor, shall be entered on their records; and a copy of the same shall be transmitted to the mayor and aldermen at their next regular meeting.

Removals to be recorded, etc.

SECT. 19. No officer removed from the fire department shall be re-instated therein, except by a vote of the majority of the board of engineers; and, in such case, said vote shall not take effect until confirmed by the mayor and aldermen; and no member shall be re-instated, except on nomination by the mayor, confirmed by the board of aldermen.

Re-instatement in case of removal.

SECT. 20. The foreman of each company, immediately on his arrival at any fire, shall report himself to an engineer, and shall remain by his company, and the apparatus of which he has charge, during the fire, preserve order, direct their operations, and protect them from being interrupted in the discharge of their duty.

Duty of foreman at fires.

SECT. 21. In the absence of the foreman of any company, the officer next in rank, who is present, shall take the command, and have all the powers and responsibilities of foreman.

In absence of foreman, who shall act.

No fines by  
company.

SECT. 22. No company shall be allowed to impose fines upon its members; but it shall be the duty of the clerk of each company to enter in the roll-book provided by the city, all absences of each officer or member of said company from all fires and alarms of fire, and from the monthly and special meetings authorized by the chief engineer, and to make a monthly return of the same to the board of engineers. And for every such absence, except in case of sickness, there shall be deducted from the pay of such officer or member the sum of fifty cents, and the amount so deducted shall be paid at the end of each quarter to the treasurer of the company to which the officer or member so fined shall belong, to meet the incidental expenses of the company. And if any officer or member shall have been absent from more than one third of the fires, or alarms of fire, occurring during the quarter, if the same are more than five in number, except in case of sickness, such absence shall be considered good cause for his discharge from the department.

Deductions  
from pay for  
unexcused ab-  
sences.

Permanent  
men to wear  
uniform.

SECT. 23. The permanent men of the department shall be required to furnish themselves with a suitable uniform, the same to consist of a cap, overcoat, undercoat, vest, and pantaloons, and to be of such materials, quality of goods and pattern, as the mayor and aldermen may prescribe.

Members to  
wear badges  
at fires.

SECT. 24. Every member of the department shall wear, at all fires, such badge as the engineers shall prescribe; and no person without such badge, excepting members of the city council, shall enter within the lines formed at any fire.

No intoxicat-  
ing liquors or  
gambling.

SECT. 25. No intoxicating liquors of any kind shall be carried into any of the houses used by the fire department; nor shall any gambling be permitted therein.

No company to  
leave city ex-  
cept, etc.

SECT. 26. No company shall leave the city in case of fire in the neighboring towns, except by the consent of the chief engineer, or one of the assistant engineers; and no company shall leave the city on an excursion, unless by the permission of the mayor and aldermen, and such permission shall in no case be deemed to include the apparatus.

Rules as to re-  
freshments.

SECT. 27. The board of engineers shall make such rules and regulations as in their judgment shall, as far as possible, prevent refreshments being furnished at fires to any persons except members of the fire department.

Management  
and control of  
fire-alarm tele-  
graph.

SECT. 28. The chief engineer shall, by virtue of his office, be the superintendent of the fire-alarm telegraph; and the board of engineers shall have the care, management, and control of the rooms, apparatus, and machinery, and other property connected therewith, under direction of the joint standing committee on the fire department. The board shall keep the telegraph at all times in good working order, and may make such rules for the regulation and government of

the telegraph and the telegraph corps as it may deem necessary, subject to the approval of the last-named committee.

SECT. 29. The board of engineers shall make rules for giving alarms of fire by telegraph, and may alter the same; such rules shall be placed on file in the office of the chief engineer.

Rules about giving alarms by telegraph.

SECT. 30. The mayor and aldermen, whenever vacancies occur, shall appoint an assistant superintendent, an operator, and such other assistants as may be required in the management of the fire-alarm telegraph, who may be removed at any time by the mayor and aldermen, but shall continue in service until such removal or until their offices are otherwise vacated.

Appointment of assistant superintendent, etc., of fire-alarm telegraph.

SECT. 31. No person, except a member of the fire or police department, shall open any of the signal-boxes connected with the fire-alarm telegraph, except in case of fire; no person shall interfere in any way with such boxes by breaking, cutting, injuring, or defacing the same; or tamper or meddle with said boxes, or any part thereof, nor shall any person interfere with the poles by which the wires of the fire-alarm telegraph are supported, by breaking, cutting, injuring, or defacing the same by the posting of placards or bills upon them, or in any other manner.

Tampering with signal boxes, etc. P. S. c. 27, § 47. P. S. c. 206, § 13.

SECT. 32. Whoever violates any provision of the preceding section shall be liable to a penalty of not less than five dollars, nor more than twenty dollars, for each offence.

Penalty for same.



## CHAPTER 17.

## FRESH POND.

**Fishing, swimming, bathing, etc., in Fresh Pond forbidden.**  
P. S. c. 27, § 18.

**SECTION 1.** Fresh Pond is hereby constituted a reservoir, storage basin, and water supply for the use of the city. No person shall fish, or swim, or bathe, or permit any animal under his control to swim or bathe in Fresh Pond, or enter into the waters thereof, or place or use a boat in the same, or throw dirt, rubbish, filth, or offensive matter, or commit a nuisance therein, or on the land and driveways of the city connected therewith and appurtenant thereto.

**Going upon the ice of Fresh Pond, etc., forbidden.**

**SECT. 2.** No person shall go upon the ice of Fresh Pond, except for the purpose of skating under the regulations hereinafter provided, or place or use a sled, ice-boat, sleigh, or vehicle thereon; except that the two corporations which occupy the ice-houses on the borders of said Pond, by their servants and agents, may enter upon said Pond to cut and remove ice therefrom during the period named in section one of chapter one hundred and thirty-seven of the Acts of the Legislature of this Commonwealth in the year eighteen hundred and eighty-eight. Skating shall be permitted during the day-time on those parts of Fresh Pond where the ice is of sufficient thickness for safety, under such regulations as the water board may prescribe to prevent loss of life.

**Skating permitted.**

**Heavy teaming forbidden on driveway.**

**SECT. 3.** No person shall drive a team, cart, wagon, or other vehicle, for the conveyance of burdens, upon the land and driveway connected with, and appurtenant to, Fresh Pond.

**Also funeral processions.**

**SECT. 4.** No person shall drive or conduct a funeral, or a hearse or carriage connected with a funeral, on the driveway of Fresh Pond.

**Also fast driving.**

**SECT. 5.** No owner or other person having for the time being the charge or use of a horse or other animal shall drive or permit such horse or other animal to go at a greater rate of speed than eight miles an hour upon the driveway or within the enclosure of Fresh Pond.

**Injury to trees, etc., forbidden.**

**SECT. 6.** No person shall injure, deface, or destroy any tree, shrub, grass, path, fence, building, or wall on the land and driveway connected with, and appurtenant to, Fresh Pond, or dig or carry away the sward, gravel, rock, stones, sand, turf, or earth on such land and driveway.

**Also climbing trees, etc.**

**SECT. 7.** No person shall climb a tree on the land connected with, and appurtenant to, Fresh Pond, or tie a horse or other animal to a tree or fence on such land.

SECT. 8. No person shall post a bill, placard, or advertisement within the grounds connected with Fresh Pond. Also posting bills, etc.

SECT. 9. Whoever violates any provision of this chapter shall be liable to a penalty of not more than fifty dollars for each offence. Penalty. P. S. C. 27, § 18.

## CHAPTER 18.

## GUNPOWDER.

- Gunpowder, how to be kept. P. S. c. 102, § 56.** SECTION 1. No gunpowder shall be kept within the city, unless it is well secured in tight casks or canisters.
- Gunpowder above fifty pounds not to be kept within twenty-five rods, etc. P. S. c. 102, § 56.** SECT. 2. No gunpowder above the quantity of fifty pounds shall be kept or deposited in any shop, store, or other building, or in a ship or vessel, which is within the distance of twenty-five rods from any other building or from a wharf.
- Gunpowder above twenty-five pounds not to be kept within ten rods, etc. P. S. c. 102, § 56.** SECT. 3. No gunpowder above the quantity of twenty-five pounds shall be kept or deposited in any shop, store, or other building within ten rods of any other building.
- Gunpowder above one pound not to be kept within ten rods, etc., unless, etc. P. S. c. 102, § 56.** SECT. 4. No gunpowder above the quantity of one pound shall be kept or deposited in any shop, store, or other building within ten rods of any other building, unless the same be well secured in copper, tin, or brass canisters, holding not exceeding five pounds each, and closely covered with copper, tin, or brass covers, according to the fifty-sixth section of the one hundred and second chapter of the Public Statutes.
- Gunpowder above one hundred pounds not to be conveyed through city unless, etc. P. S. c. 102, § 60.** SECT. 5. No gunpowder, exceeding the quantity of one hundred pounds, shall be conveyed through the city, unless the same be inclosed in tight casks, boxes, or canisters, that shall prevent the escape of any particle of their contents, and conveyed in a vehicle closely and entirely covered with leather or painted canvas, the bottom and sides of which vehicle shall be lined with leather, or felt, or some other soft substance, so as to prevent friction; nor shall any two or more vehicles, containing gunpowder in any quantity, be allowed within sixty rods of each other; nor shall any vehicle containing gunpowder be allowed to remain in the city over night, nor to stand more than ten minutes within two hundred yards of any dwelling-house; nor shall any team conveying gunpowder be driven at a speed greater than a walk.
- Vehicles containing gunpowder.** SECT. 6. Every vehicle, for the conveying of gunpowder in or through the city, shall be subject, at all times, to the inspection of any alderman, police officer, or engineer of the fire department.
- Inspection of vehicles containing gunpowder. P. S. c. 102, § 60.**

## CHAPTER 19.

## HACKNEY CARRIAGES AND OTHER VEHICLES.

SECTION 1. The mayor and aldermen may from time to time license, upon such terms as they deem expedient, any persons, residents of this city or permanently engaged in business herein, to have a stand for a hackney carriage, truck, wagon, or other vehicle, except street cars, and licenses may be issued by the city clerk, upon application to him, to any persons to set up, use, or drive the same, for the conveyance of persons or goods of any description for hire, from place to place within the city; and a record of all licenses granted shall be kept by the city clerk.

Licenses, how granted.  
P. S. c. 28, § 25.

SECT. 2. For every license there shall be paid to the city clerk, for each stand granted to any vehicle, the sum of two dollars; and for every vehicle used for the conveyance of persons or goods within the city, for hire, the additional sum of one dollar.

Fees for licenses.

SECT. 3. All licenses granted as aforesaid shall expire on the first day of May next after the date thereof, and no license shall be sold, assigned, or transferred without the consent of the mayor and aldermen, indorsed thereon by the city clerk.

Term and transfer of license.

SECT. 4. No stand for any vehicle shall be allowed in front of any premises without the consent of the owner or occupant of said premises.

Stand in front of premises not allowed, unless, etc.

SECT. 5. No owner, driver, or other person not licensed as aforesaid, having charge of any hackney carriage, truck, wagon, or other vehicle, shall stand with such carriage, truck, wagon, or other vehicle in any street an unnecessary length of time; and no person shall set up, use, or drive in this city any hackney carriage, truck, wagon, or other vehicle, except street cars, for the conveyance of persons or goods of any description for hire, from place to place within the city, unless so licensed; and no person licensed as aforesaid shall stand for employment with his carriage, truck, wagon, or other vehicle in any street, except at the stand assigned to such carriage, truck, wagon, or other vehicle by the mayor and aldermen, under a penalty of not less than two dollars nor more than twenty dollars.

Drivers, etc., of hackney carriages, etc., must be licensed.

SECT. 6. Every person licensed as aforesaid to have a stand for a hackney carriage, or to use or drive the same for the conveyance of persons for hire, shall cause said carriage to be marked on the outside, and upon each side, on the sill or rocker, immediately below the doors, with the number of

Number of license to be marked on hackney carriage.

the license in white, gilded, or plated figures, in Arabic characters, of not less than one and a half inches in size, on a dark ground, or with a dark figure of the same size and kind upon a light ground. And if any owner or driver of such hackney carriage shall use or drive the same, or permit the same to be used or driven, without complying with the foregoing requisitions, he shall be liable to a penalty of not more than twenty dollars.

Other licensed vehicles to have number of license, etc., placed on them.

SECT. 7. Every person licensed as aforesaid to have a stand for any vehicle, except hackney carriages, or to use or drive the same for the conveyance of goods of any description for hire, shall have placed upon the outside, and upon each side of said vehicle, the name of the owner and the number of the license, in plain legible words and figures, not less than one and one-half inches in size, and so that the same may be distinctly seen. And if the owner or driver of any such vehicle shall use the same without having the name and number so placed, he shall be liable to a penalty of not more than twenty dollars.

Vehicle not to be left attached to a horse unless, etc.

SECT. 8. No owner, driver, or other person having charge of any vehicle which stands in any particular place, or is used or driven by virtue of a license, shall, under a penalty not exceeding twenty dollars, leave such vehicle, when upon the stand, attached to a horse, unless he put the same in the care of some suitable person.

Licensee to be considered the owner of the vehicle.

SECT. 9. The person in whose name the license is taken out under this chapter, shall be considered the owner of the vehicle mentioned in his license, and shall be liable to all penalties herein contained while he holds such license.

## CHAPTER 20.

### HEALTH.

SECTION 1. The members of the board of health shall serve without compensation. Suitable accommodations and conveniences shall be furnished the board at the expense of the city, under the direction of the committee on public property.

Board of health to serve without pay.  
P. S. c. 80, § 8.

Accommodations to be furnished by city.

SECT. 2. The board shall annually, in the month of January, report to the city council an accurate account in detail of all receipts and disbursements during the past financial year, and on or before the tenth day of February of each year submit to the committee on finance an estimate in detail of the appropriations required by the health department for that financial year.

Board to report annually.  
P. S. c. 80, § 11.

Board to furnish estimate of appropriation needed.  
P. S. c. 80, § 11.

SECT. 3. The board shall be vigilant and active in protecting the public health; shall see that the laws and ordinances in relation to the same are enforced; shall communicate its views to the city council from time to time, as it may deem expedient; and may call upon the police department and the various city officers to aid it in the performance of these duties.

Duties of board.

SECT. 4. The board shall make all contracts and regulations for the cleaning of private cesspools, vaults, and privies; and all contracts for such work shall contain the condition that such work shall be performed to the satisfaction of the board of health.

Board may make certain contracts, etc.  
P. S. c. 80, § 12.

SECT. 5. Whenever the board of health does, or causes to be done, work for any person, it shall enter in books kept for that purpose, all such work done, with the price thereof, and shall forthwith make out bills for the same, and deliver them to the treasurer for collection, who shall forthwith demand payment of the same; and the board shall, on the first day of every month, report in writing, to the auditor, a list of the bills so delivered; and, in case any such bills or dues remain unpaid at the expiration of thirty days after demand for payment as aforesaid, the treasurer shall collect the same according to law.

Board to keep account of work done for any persons and deliver bills to treasurer.  
P. S. c. 80, §§ 23, 24.

Treasurer to collect same.

SECT. 6. The city engineer, under the direction of the board of health and the committee on sewers, is authorized to permit, under such restrictions as they may deem expedient, the construction of sufficient passage-ways or conduits under ground for the purpose of conveying the liquid contents of any vault into any common sewer.

Connection of vault with common sewer.

## CHAPTER 21.

## THE SALE OF JUNK, OLD METALS, AND SECOND-HAND ARTICLES.

Dealers in  
junk, etc., to be  
licensed.  
P. S. c. 102, § 29.

SECTION 1. No person shall be a dealer in or the keeper of a shop for the purchase, sale, or barter of junk, old metals, or second-hand articles, unless he receives a license therefor from the mayor and aldermen. All such licenses shall, unless sooner revoked, continue in force until the first day of May then next ensuing. The fee for such license shall be two dollars, and no license shall be transferable.

To keep rec-  
ords of pur-  
chases, etc.  
P. S. c. 102, § 29.

SECT. 2. Every keeper of a shop for the purchase, sale, or barter of junk, old metals, or second-hand articles, shall keep a book, in which shall be written, at the time of every purchase of any such article, a description thereof and the name, age, and residence of the person from whom, and the day and hour when, such purchase was made; and such book shall at all times be open to the inspection of the mayor, or either of the aldermen, and of any person by the mayor and aldermen authorized to make such inspection.

To put signs  
on shops.  
P. S. c. 102, § 29.

SECT. 3. Every keeper of such a shop as is mentioned in the preceding section shall put in some suitable and conspicuous place on his shop a sign having his name and occupation legibly inscribed thereon in large letters.

Shops and  
merchandise  
may be exam-  
ined.  
P. S. c. 102, § 29.

SECT. 4. Every such shop and all articles of merchandise therein may at all times be examined by the mayor, or either of the aldermen, or by any person authorized by the mayor and aldermen to make such examination.

Not to make  
purchases,  
etc., from  
minors, etc.  
P. S. c. 102, § 29.

SECT. 5. No keeper of such a shop, unless he deals solely in second-hand books or furniture, shall directly or indirectly either purchase or receive by way of barter or exchange any junk, old metals, or second-hand articles, from a minor, knowing or having reason to believe him to be such.

Not to sell arti-  
cles within one  
week, unless,  
etc.  
P. S. c. 102, § 29.

SECT. 6. No article purchased or received by the keeper of such a shop shall be sold until a period of at least one week from the date of its purchase or receipt has elapsed, unless the name and address of the person to whom such article has been sold, with such other facts as may be necessary to facilitate the tracing of such article, have been entered on the book mentioned in section two of this chapter.

Hours when  
shops may be  
kept open.  
P. S. c. 102, § 29.

SECT. 7. No keeper of such a shop shall have his shop open for the transaction of business, nor shall he purchase any of the aforesaid articles, except between sunrise and nine o'clock in the evening of any week-day except Satur-

day, on which day such shop may be kept open and such articles purchased from sunrise until ten o'clock in the evening.

SECT. 8. All the provisions of this chapter shall be incorporated in every license granted as mentioned in section one.

Provisions of  
this chapter to  
be incorporated  
in all li-  
censes.  
P. S. c. 102, § 30.



## CHAPTER 22.

## SUPERINTENDENT OF LAMPS.

- Election.**        **SECTION 1.** There shall be chosen annually, in the month of April, and whenever a vacancy exists, by concurrent vote of the city council, to be first acted upon by the mayor and aldermen, a superintendent of lamps, who shall hold office at the pleasure of the city council, and shall receive such compensation as the city council shall determine.
- Term.**
- His duties.**     **SECT. 2.** The superintendent of lamps shall, under the direction of the joint standing committee on lamps, have the care and oversight of all the street and bridge lamps and fixtures; shall cause the same to be kept clean and in good order for use, and see that the streets are kept lighted at such times as the convenience of the public requires.
- Further duties.** **SECT. 3.** He shall employ suitable persons to light and extinguish the street and bridge lamps, and shall be responsible for the faithful performance of their duties; shall, under the direction of the joint standing committee on lamps, contract for all materials, superintend the putting up of all posts, lamps, and fixtures located by the city council; shall see that all contracts for gas or electric lights are duly complied with; shall keep an accurate account of the number of lamps which burn gas, fluid, or other material, the cost of the same, the number of men employed, the wages given, the kind, quality, and cost of fixtures, and the number of electric lights, and the cost and the "outages" of the same, and all other expenses incurred in this department, and make a quarterly report of the same to the mayor and aldermen.
- Annual report.** He shall annually, in the month of December, present to the city council a report showing the detailed expenses, the material and other property on hand, the number of lamps in the city, and other facts in relation to his department.

## CHAPTER 23.

## MESSENGER.

SECTION 1. There shall be chosen annually, in the month of April, by concurrent vote of both branches of the city council, a messenger to the city council, who shall hold office for one year, and until another is chosen in his place, subject to removal, at any time, by the city council. How chosen.

SECT. 2. The messenger shall attend to the opening and closing of the rooms in the city hall, and have the care and charge of the same. He shall wait upon all committees and boards when in session at the city hall, and, in general, shall perform all services required by the mayor, by either branch of the city council, or by such committees or boards, and shall receive such compensation as the city council may determine. His duties.

SECT. 3. The messenger shall, under the direction of the committee on printing, purchase all supplies of stationery required for the use of the city council and departments acting thereunder. He shall keep a detailed account of all such purchases and deliveries from the same, and shall furnish each department only upon a requisition signed by the head of such department, and take a receipt for all articles delivered. He shall have charge of all printed matter, bound volumes, and books of reference belonging to the city and not delivered to the departments, and shall distribute the same, or keep them in convenient form for reference, according to such rules as the said committee shall adopt. He shall report to the city council annually in December, giving a general statement of purchases, deliveries, and stock on hand, with a catalogue of all additions to the reference library. Shall purchase stationery.  
Shall have charge of printed matter, etc.  
Annual report.

## CHAPTER 24.

## OFFICE HOURS AT THE CITY HALL.

Office hours  
of various  
officers.

SECTION 1. The offices hereinafter named shall be open to the public for the transaction of business daily, except on Sundays and legal holidays, and as hereinafter provided, during the following hours; viz.,—

The treasurer's and the auditor's, from eight o'clock A. M. to two o'clock P. M.

The city clerk's, from eight o'clock A. M. to three o'clock P. M.

The city engineer's, from eight o'clock A. M. to five o'clock P. M.

The chief engineer's, from nine to ten o'clock A. M.

The office hours for city employes shall be fixed by the board, committee, or head of department authorized to employ them.

Office hours on  
Saturdays.

SECT. 2. On Saturdays the various offices at the city hall shall be closed at two o'clock in the afternoon; *provided, however,* that, in case of necessity, any office may be left open until a later hour, at the discretion of the head of the department occupying such office, or the committee or board having charge of such department.

## CHAPTER 25.

## PAWNBROKERS.

SECTION 1. No person shall carry on the business of a pawnbroker in the city unless he is duly licensed therefor by the mayor and aldermen. License.  
P. S. c. 102,  
§ 82.

SECT. 2. Every person licensed as aforesaid shall keep a book at his place of business, in which he shall enter, at the time of receiving the same, a minute description of any article left for pawn, particularly mentioning any prominent or descriptive marks on the same, with the name, age, and residence, giving the street and number, when possible, of the person from whom he received it, noting, also, the day and hour, and the amount paid thereon; and the book, and articles left for pawn, shall at all times be open to the inspection of the mayor, or either of the aldermen, or of any person authorized by the mayor and aldermen to examine them. Pawnbroker  
shall keep a  
record.

SECT. 3. No pawnbroker shall, directly or indirectly, receive any article in pawn of any minor, knowing or having reasonable cause to believe him to be such, without the consent in writing of the parent or guardian of such minor, and no article received in pawn shall be sold until at least three months after the expiration of the time for which the same was pawned or pledged, and in the manner provided in chapter one hundred and ninety-two of the Public Statutes. Not to receive  
articles from a  
minor.

SECT. 4. All licenses granted under this chapter shall designate the place where the person licensed may carry on his business, and he shall not carry on the business at any other place within the city. License to des-  
ignate place of  
business.

SECT. 5. The fee for a license under this chapter shall be two dollars, and a license may be revoked at any time; and every person licensed as a pawnbroker shall execute a bond to the city in the sum of three hundred dollars, conditioned that the said licensed person will, in every particular, conform to the requirements of this chapter, and the laws of the Commonwealth relating to pawnbrokers. Fee and bond.

## CHAPTER 26.

## PETROLEUM.

License for manufacture and storage of petroleum in greater quantities than one hundred gallons, to be obtained of mayor and aldermen.  
P. S. c. 102, §§ 78-79.

SECTION 1. Any person desiring to manufacture, refine, mix, or store (except for his family use, in quantities not exceeding fifty gallons, and in manufacturing establishments for use on the premises, in quantities not exceeding one hundred gallons), or keep for sale, any oil or fluid, composed wholly or in part of any of the products of petroleum, in any place, except as provided in the seventy-second section of chapter one hundred and two of the Public Statutes, shall apply in writing for a license therefor, to the mayor and aldermen; and shall state in his application the place, building, or part of a building, for which he desires a license, and whether he desires a license for manufacturing, refining, and mixing said articles, or any of them, or a license for storing or keeping them, or both. Such application shall be referred to the chief engineer of the fire department, who shall, within one week from the time of such reference, examine, or cause to be examined by one of the assistant engineers, the place or building described in such application, and report in writing to the mayor and aldermen his opinion of the propriety of granting the license.

No license to be granted for certain places.

SECT. 2. No license shall be granted for manufacturing, refining, mixing, storing, or keeping said articles, or any of them, upon any alley, sidewalk, street, or wharf, nor upon any floor of a building above the first floor.

Petroleum to be kept in metallic vessels in certain cases.

SECT. 3. No license shall be granted for mixing, storing, or keeping crude petroleum, naphtha, or gasoline, in any part of a building above the cellar, unless said articles are contained in metallic vessels securely closed.

Licenses may be granted under certain restrictions.

SECT. 4. Except as hereinbefore expressly provided, licenses may be granted for manufacturing, refining, mixing, storing, and keeping said articles, or any of them, in cellars, or upon the first floor of buildings, or in other suitable localities, in such quantities over one hundred gallons, and in such a manner as the mayor and aldermen may determine, except that no license shall be granted for manufacturing, refining, mixing, storing, or keeping said articles, or any of them, upon the first floor of any building in a greater quantity than four hundred gallons, unless the same be contained in metallic vessels securely closed, or the foundations and walls of said building be of brick, stone, or iron, and the sills or walls of

said building be built without apertures for a space of at least one foot above the floor.

SECT. 5. There shall be expressed in said license the name of the person to whom the license is granted, and whether he is permitted to manufacture, refine, and mix said articles, or any of them, or to store or keep them, or both; and a description of the place, building, or part of a building licensed, and any limitations upon the quantity of said articles, or any of them, which may be manufactured, refined, mixed, stored, or kept therein, or upon the manner of manufacturing, refining, mixing, storing, or keeping the same, which the mayor and aldermen may in each case see fit to impose; and any person so licensed may manufacture, refine, mix, store, or keep said articles, or any of them, according to the terms of his license, either on his own account or on account of any other person.

License to state certain facts.

SECT. 6. Any person holding such a license shall allow the chief engineer of the fire department, or any of the assistant engineers, or any inspector appointed by the mayor and aldermen, to enter the premises described in the license, and take such samples of oils, and make such examinations of the premises, as said engineers or inspectors deem expedient. Any violation of the terms of said license shall work a revocation of the same, and the mayor and aldermen may revoke such license at any time.

Premises to be open to inspection of certain officials.

SECT. 7. The engineers of the fire department shall make complaint to the Third District Court of Eastern Middlesex of all violations of the provisions of section seven of chapter fifty-nine, or of sections sixty-nine to seventy-five, inclusive, of chapter one hundred and two of the Public Statutes, and bring suits in the name of the mayor of the city against all persons who manufacture, refine, mix, store, or keep for sale any oil or fluid, composed wholly or in part of the products of petroleum, without the license required by this chapter.

Engineers to make complaints and bring suits.

## CHAPTER 27.

## ASSISTANT CITY PHYSICIAN.

- Election.**      **SECTION 1.** There shall be chosen annually, in the month of April, by the overseers of the poor, subject to the approval of the mayor and aldermen, a physician, to be called the assistant city physician, who, under the direction of the overseers of the poor, shall act as the almshouse physician, and shall visit and prescribe for the sick poor in the city, outside of the almshouse. He shall hold office for the term of one year following his election, or until his successor is chosen. His salary shall be fixed by the city council.
- Shall attend sick poor.**      **SECT. 2.** He shall also vaccinate, free of charge, all persons sent to him by the overseers of the poor, and such scholars of the public schools as the school committee shall direct.
- Shall vaccinate certain persons.**      **SECT. 3.** He shall be one of the consulting physicians in examinations of the insane poor, and shall also render all services incumbent upon him by the laws of the Commonwealth, or the ordinances of the city.
- Shall examine insane poor.**      **SECT. 4.** He shall, when requested by the mayor, board of aldermen, or chief of police, or chief engineer of the fire department, examine all candidates for appointment upon the police force or in the fire department; the condition of all officers absent from duty; all cases of injury whereby the city may become liable; and all causes of death of persons dying with no physician in attendance.
- Shall examine candidates for appointment on police force, etc.**      **SECT. 5.** He shall, at the request of the officers in charge of police stations, attend all prisoners in such police stations who require medical or surgical treatment.
- Shall attend prisoners in stations.**      **SECT. 6.** He shall annually, in the month of December, submit to the overseers of the poor a report giving a general statement of the amount of professional service rendered by him, with such suggestions as he may deem proper.
- Annual report.**

## CHAPTER 28.

## THE PUBLIC LIBRARY.

SECTION 1. The custody, care, and repairs of the Cambridge Public Library Building, and the superintendence and management of the Library is vested in a board of trustees, to consist of one member of the board of aldermen, one member of the common council, one member of the school committee, and six citizens at large to be chosen as hereinafter provided.

Board of trustees, how composed.  
P. S. c. 40,  
§§ 9, 10.

SECT. 2. There shall be elected annually in the month of January, or whenever a vacancy may occur, in convention of the city council, one member of the board of aldermen, one member of the common council, one member of the school committee to serve for the current municipal year. The citizens at large composing said board of trustees shall be elected as follows: In January, 1890, two trustees shall be chosen by the city council, in joint convention, to hold office, one for a term of three years, and one for a term of one year respectively from the third Monday in January in the year in which they are chosen. In January, of each year thereafter, two trustees shall be elected annually by the city council, as aforesaid, to hold office for the term of three years from the third Monday of the January of the year in which they are elected, and in case of a vacancy in any of the above cases for the unexpired portion of the term.

Election of trustees.

SECT. 3. Said trustees may choose from their number a chairman and secretary, and five members of the board shall constitute a quorum for the transaction of business; they shall choose annually in the month of January, a suitable person to be librarian, who shall be removable at the pleasure of the board, and shall receive such compensation as the trustees may determine.

Trustees to choose librarian.

SECT. 4. The trustees shall expend all moneys presented to the library, or appropriated by the city council, for the purchase of books, the improvement of the library; its care, custody, maintenance for usefulness, and its preservation and care and repairs of the building. They may establish such fees for the use of the library, and shall make and publish such needful by-laws and regulations, as shall extend the benefits of the institution as widely as practicable throughout the community; and all moneys received for the use of the library shall be paid quarterly into the city treasury.

Trustees may expend moneys, establish fees and make by-laws.



Annual report  
of trustees.

SECT. 5. The trustees shall present to the city council, annually, in the month of December, a report of their proceedings, and a statement of the condition of the library, the number of books added during the year, with an accurate account of all receipts and expenditures, together with any other information or suggestions which they may deem desirable.

Money, how  
paid on ac-  
count of lib-  
rary.

SECT. 6. No money shall be paid from the city treasury on account of the library, except by order of the trustees, and in pursuance of an order signed by the mayor; and in no case shall the amount drawn exceed the amount appropriated for the library.

Certain mon-  
eys to be paid  
to the trustees.  
P. S. c. 102,  
§107.

SECT. 7. Whenever any moneys are received into the city treasury, under the provisions of the one hundred and seventh section of chapter one hundred and two of the Public Statutes, the treasurer shall communicate to the mayor, in writing, a statement of the amount received, and the mayor shall thereupon draw his order, directing the treasurer to pay the amount to the board of trustees of the library, to be applied by them to the general purposes of that institution.

Such moneys  
to be added to  
appropriation.

SECT. 8. All payments of money made in pursuance of the previous section, shall be in addition to the amount annually appropriated by the city for the library, and the amount thereof shall be added by the auditor to the appropriation.

## CHAPTER 29.

## SALARIES.

SECTION 1. The officers of the city, hereinafter named, shall receive the following salaries, which are annual and to be paid monthly unless otherwise stated:

Salaries of certain officers.

|   |            |
|---|------------|
| Mayor . . . . .   | \$2,500 00 |
| Treasurer and collector . . . . .   | 3,000 00   |
| City clerk . . . . .  | 2,800 00   |
| Assistant city clerk . . . . .  | 1,000 00   |
| Clerk of common council . . . . .   | 300 00     |
| Auditor . . . . .   | 1,800 00   |
| Board of assessors . . . . .  | 4,500 00   |
| Assistant assessors (per day) . . . . .   | 4 00       |
| City engineer . . . . .   | 3,000 00   |
| Chief of police . . . . .   | 1,700 00   |
| Captains of police . . . . .  | 1,248 00   |
| Sergeants of police (per week). . . . .   | 21 00      |
| Sergeants of police detailed as inspectors when on that duty (per day) . . . . .  | 3 25       |
| Sergeant of police detailed as court officer (per day) . . . . .                  | 3 25       |
| Patrolmen after two years service (per week) . . . . .                            | 20 00      |
| Patrolmen for first two years of service (per week) . . . . .                     | 17 50      |
| Treasurer of commissioners of sinking funds . . . . .                             | 300 00     |
| City solicitor . . . . .  | 2,500 00   |
| Clerk of committees . . . . .   | 2,400 00   |
| Superintendent of streets . . . . .   | 1,700 00   |
| Chief engineer of fire department . . . . .                                       | 1,500 00   |
| Assistant engineers of fire department, each . . . . .                            | 375 00     |
| Clerk of board of engineers . . . . .   | 25 00      |
| Foreman of hook-and-ladder companies (per month) . . . . .                        | 85 00      |
| Foreman of steam fire engine companies . . . . .                                  | 220 00     |
| Assistant foreman of steam fire-engine and hook-and-ladder companies . . . . .    | 210 00     |
| Enginemen of steam fire-engines (per month) . . . . .                             | 100 00     |
| Drivers in fire department and engineman of chemical engine (per month) . . . . . | 85 00      |
| Members of steam fire-engine and hook-and-ladder companies . . . . .              | 200 00     |
| Assistant superintendent of fire-alarm telegraph (per month) . . . . .            | 100 00     |

|  |           |
|--|-----------|
| Fire-alarm telegraph operator (per month)    | . \$85 00 |
| City messenger . . . . .                     | 1,800 00  |
| Superintendent of lamps . . . . .            | 900 00    |
| Inspector of milk . . . . .                  | 425 00    |
| Inspector of vinegar . . . . .               | 175 00    |
| Sealer of weights and measures . . . . .     | 350 00    |
| Assistant city physician . . . . .           | 1,250 00  |
| Superintendent of public buildings . . . . . | 1,750 00  |
| Bridge commissioner . . . . .                | 500 00    |

Salaries to be  
in full.

SECT. 2. The above-mentioned salaries shall be in full for all services rendered by such officers in their official capacities.

Compensation  
of janitors.

SECT. 3. Janitors of public buildings shall receive such compensation as may be recommended by the joint committee on public property and approved by the committee on finance.

## CHAPTER 30.

## SANDERS TEMPERANCE FUND.

SECTION 1. The fund of ten thousand dollars, given to the city by the late Charles Sanders, shall be called the Sanders temperance fund. Name of fund.

SECT. 2. The mayor and president of the common council, *ex officio*, and one member of the board of aldermen and two members of the common council, shall be the trustees of said fund, and the three last named shall be elected annually in the month of January, in convention of the city council, and whenever a vacancy shall exist in said board of trustees the same shall be filled forthwith, in manner aforesaid. Trustees.  
Election.

SECT. 3. Said trustees shall have the care and management of said fund, and shall keep the same invested in notes of the city, with interest payable quarterly, at six per cent. to the order of the trustees; and they shall appoint an agent to be employed in the manner provided, in the will of the donor of this fund, who shall receive his salary in equal quarterly payments from the trustees, and shall hold his office at their pleasure. Duties of trustees.  
To appoint an agent.

SECT. 4. The mayor shall be *ex officio* chairman of the board of trustees, and they shall keep a record of their doings, and, annually, at the close of each financial year, make a report thereof to the city council. Chairman of board.  
Annual report.

## CHAPTER 31.

## CITY SCALES AND WEAIGHERS.

Scales to be established and erected.  
P. S. c. 60, § 32.

Weighers to be appointed.

Weighers' oath.  
P. S. c. 60, § 33.

Duties of weigher.  
P. S. c. 60, § 33.

Form of certificate.

Weigher to keep record.

Fees for weighing.  
P. S. c. 60, § 33.

Weighers to keep scales clear of snow, etc.

Pay of weighers.

SECTION 1. The mayor and aldermen shall, from time to time, establish as many scales for the weighing of hay and other articles as the public good may require, and cause the same to be erected and furnished with decimal weights, which shall be used in all cases; and shall appoint suitable persons to weigh hay and other articles thereon according to law.

SECT. 2. The persons so appointed shall be sworn to the faithful performance of their duties.

SECT. 3. Every such weigher shall be at or near the scales of which he has the charge, at all reasonable times, ready to weigh all articles offered for that purpose. He shall deliver to the driver or owner of every load weighed, a certificate under his hand, specifying the name of the driver or owner, his place of residence, the name of the article weighed, the weight thereof, and the tare, the date, and the fees charged. He shall keep a true account of all articles weighed by him, and record the same in a book kept for the purpose, which shall at all times be open for public inspection, and, when filled, be delivered to the city clerk. The said record shall contain the same particulars that are required to be stated in the certificate described in this section.

SECT. 4. The fees for weighing to be received by the weighers, which they shall pay to the treasurer quarterly, shall be as follows, to wit: One cent and a half for every hundred pounds of hay or straw; one-half of a cent for every hundred pounds of coal, pig iron, ice, or sand; and one cent for every hundred pounds of any other article: *provided, however,* that the fees for weighing any article other than hay or straw shall never be less than ten cents; and *provided, further,* that the fees for weighing stone shall be ten cents for a single load, and fifteen cents for a double load. The vehicle containing the same, and other tare, shall be weighed without charge, and no fees shall be taken for weighing done on account of the city.

SECT. 5. It shall be the duty of the weighers to keep the scales under their care clear of snow and ice, so that they shall be in good condition for use at all times, and the sealer of weights and measures shall have the general control and supervision of all such scales.

SECT. 6. Each weigher shall receive as full compensation for his services a sum equal to one-half of the fees received by him.

## CHAPTER 32.

## CITY SEAL.



SECTION 1. The following shall be the device of the seal of the city, to wit: In the centre thereof, a shield, bearing upon it a view, in distant perspective, of Cambridge and Boston, united by a bridge; on the extreme left, the towers of Gore Hall, and on the extreme right, the dome of the State House, to indicate the two places; under the shield, the inscription shall be, "*Cantabrigia condita A. D. 1630 : Civico regimine donata A. D. 1846.*" Around the seal, as the city motto, shall be the words, "*Literis antiquis novis institutis decora.*"

SECT. 2. The city clerk shall be the custodian of the city seal.

Device.  
P. S. c. 3, § 3,  
cl. 19.

Custodian of  
seal.  
P. S. c. 205, § 26.

## CHAPTER 33.

## SEWERS.

Common sew-  
ers.  
P. S. c. 50, § 1.

To be laid only  
by city.

Interference  
of pipes with  
sewers.

City engineer  
to have super-  
intendence of  
sewers.

Superinten-  
dent of sewers,  
how appointed.

His duties.

Compensation.

SECTION 1. Every sewer or drain laid in any street, opened, or proposed to be opened, for public travel and accommodation, for the purpose of draining more than one estate, shall be deemed to be a common sewer, and no such common sewer shall be laid or connected with any existing common sewer except by the city, as provided in section three of this chapter.

SECT. 2. Whenever any street is opened for the laying of pipes for water, gas, or other purposes, or for the prosecution of any works of construction, such laying of pipes, and the work connected therewith, or such work of construction, shall be so executed as not to obstruct in any way the course, capacity, or construction of a common sewer, and whenever pipes for any purpose, or any work of construction, are found to exist at such a depth, or in such location as to interfere with any existing sewer, or with the building of any common sewer of the required size, and at the proper depth and grades, — the department, corporation, or person maintaining the same shall, upon notice thereof, at once remove, change, or alter said pipe or pipes, or other works, in such a manner as the city engineer may direct. If such department, corporation, or person neglects to comply immediately with the terms of such notification, the city engineer may make such removal, change, or alteration, and the cost thereof shall be paid by such department, corporation, or person.

SECT. 3. The city engineer shall, under the direction of the committee on sewers, have the general superintendence of all common sewers built or owned by the city, and of all connections built under the provisions of this chapter; and the mayor shall, annually, in the month of June, appoint, subject to the approval of the board of aldermen, some competent person to take charge of such work of building, repairing, and keeping the same in order, as may be required by the city engineer, to whom he shall be subordinate. The person so appointed shall be styled "the superintendent of sewers," shall hold office for one year from the time of his appointment, or until his successor is chosen, and shall be removable at the pleasure of the mayor and aldermen, and receive such compensation as the mayor and aldermen may

determine. If the office of superintendent of sewers should become vacant it shall be filled in like manner.

Vacancy in office, how filled.

SECT. 4. The city engineer shall make and file in his office accurate plans of all common sewers, showing all entrances thereto, when made as hereinafter provided. He shall have constant care of, and keep clean and in proper order and repair, all street catch-basins and connecting drains within the limits of any street; *provided, however*, that the superintendent of streets shall keep the entrances to the catch-basins open and clear of ice in cold weather, so as to permit the flow of surface water into them.

Plans.

Care of catch-basins, etc.

SECT. 5. He shall keep, and, whenever requested, report to either branch of the city council an accurate account of the cost and all other expenses upon each common sewer; and he shall annually, in December, submit a report of all work performed during the year, the property under his charge (including the total length and original cost of existing sewers), and the amount of all expenditures from the appropriation for sewers.

Special and annual reports of city engineer.

SECT. 6. Three-fourths of the average cost of a system of sewers (already determined and found to equal two dollars per running foot) shall be assessed according to law, provided that no estate shall be assessed until it can be drained into the sewer; and no estate shall be assessed more than once for the same benefit. The remainder of the cost of such sewers shall be borne by the city.

What part of cost of sewer to be assessed. P. S. c. 50, §§ 4, 11.

SECT. 7. The city engineer shall prepare and submit to the mayor and aldermen plans of the estates to be assessed, showing the owners' names, frontages, and areas, together with a schedule showing the assessment on the estates abutting and benefited. Such assessment to be determined as follows: Four-tenths of the benefit according to the relative frontage, and six-tenths according to the area of the estates, within one hundred feet of the street in which the common sewer has been constructed; the area of corner lots being measured to the line bisecting the angle formed by the lines of the streets. The said four-tenths having been ascertained to be twenty-eight cents per front foot, and the said six-tenths having been ascertained to be five and two-tenths mills per square foot, said sums are hereby adopted as the standard rate of assessment.

Plans of estates to be assessed.

Method of determining assessment. P. S. c. 50, § 7.

Standard rate.

SECT. 8. The amounts assessed and certified by the mayor and aldermen shall be entered upon the plan prepared for assessment.

Amounts assessed to be entered on plan.

SECT. 9. Annually, in the month of January, and at other times whenever necessary, the committee on sewers shall license such drain layers as apply, and are found competent, who alone shall be authorized to make all openings or excavations in any street for the purpose of constructing or repair-

Drain layers.



ing private drains, and who shall construct all entrances into the common sewers. Such persons shall hold office for one year, unless sooner removed by said committee. No such private drain, if of vitrified pipe, shall be laid of a less size than six inches interior diameter; and if of iron, it shall be not less than five inches internal diameter, and of extra heavy pipe, and the work shall be done as directed by the city engineer.

Diameter of private drain.

Bond of drain-layers.

Condition.

SECT. 10. Every person licensed as provided in the preceding section, shall, before performing any work authorized thereby, execute a bond to the city in the sum of two thousand dollars, with two good and sufficient sureties, to be approved by the committee on sewers, conditioned that he shall comply with the terms of the permit under which entrance is made; that he will cause the excavation to be properly fenced during the whole time the street is obstructed; that he will, when necessary, maintain one or more lighted lanterns in a conspicuous place over such obstruction from twilight in the evening and through the whole night; that he will properly make all entrances to the sewers, and will leave no obstruction of any description in the sewer which he may open; that he will properly close the excavation, restore the earth and pavements taken up, and re-grade and re-pave that part of the street which has been excavated, and keep it in a good and satisfactory condition for a period of one year thereafter, and that if he fails to do so, the street may be repaired by the street department and the expense thereof charged to him; and that he will repay the city such expense, and that he will indemnify and hold harmless the city from any damage or cost to which it may be put by reason of injuries resulting to any one from neglect or carelessness in making or repairing such drain, or in properly fencing or lighting any excavation or obstruction, or in performing any other work connected therewith.

Private drain not to be entered into sewer, etc., without permit.

SECT. 11. No private drain shall be entered into any common sewer, or into any private drain connected with any common sewer, without a permit in writing from the city engineer; and on the completion of the work, the permit shall be returned to the office of the city engineer, indorsed by the layer of the drain, with a statement of his proceedings thereunder. The city engineer is authorized to grant such permits for estates which abut on the sewer into which an entrance is desired. Each permit shall be subject to the provisions of this chapter, and shall state in detail the premises to which it applies, and the time, place, manner, and construction of such entrance. Each permit may, at the discretion of the city engineer, be subject to the condition that such entrance be made in the presence of any inspector appointed by the city engineer. No private drain from any

estate not already assessed, or not liable to assessment for the cost of the sewer, shall be entered into such sewer, except by the consent of the mayor and aldermen.

SECT. 12. No drain connecting with a common sewer, subject to the action of the tide-water, shall be constructed without a plug or clapper to prevent completely the reflux of drainage matter, storm, or tide-waters. Plugs, etc., when required.

SECT. 13. All drains not now built in accordance with the requirements herein, shall be reconstructed so as to conform thereto, whenever, in the opinion of the committee on sewers, it may be necessary. Reconstruction of drains already built.

SECT. 14. No exhaust from steam-engines, and no blow-off from steam boilers, shall be connected with any common sewer or private drain. Exhausts and blow-offs.

SECT. 15. Whoever cuts into, interferes with, or obstructs a common sewer; or enters a private drain therein, except as herein provided; or places or deposits in any street catch-basin, any animal or vegetable matter, solid or liquid, or any other filthy substance; or violates any of the provisions of this chapter, shall be liable to a penalty of not less than one dollar, and not more than twenty dollars. Penalty for interference, etc., with sewer.

SECT. 16. Plans and descriptions of all common sewers belonging to the city, with a true record of the charges of making and repairing the same, and all assessments therefor, shall be kept in the rooms occupied by the city engineer. Said rooms shall be, for the purposes of this chapter, a part of the office of the city clerk. Where plans are to be kept. P. S. c. 50, § 14.

## CHAPTER 34.

## SINKING FUNDS.

**Board of commissioners.**  
P. S. c. 20, § 10. **SECTION 1.** There shall be a board of commissioners of the sinking funds, which shall have control of all funds created for the payment or redemption of the city debt, except those pertaining to the water loan.

**How composed and chosen.**  
P. S. c. 20, § 10. **SECT. 2.** Said board shall consist of six persons chosen by concurrent vote of the city council, the mayor and aldermen acting first. Two of such persons shall be chosen annually in the month of April, and hold office for three years from the first Wednesday of May following their election. No member of the city council shall be a member of such board; any vacancy shall be filled in the same manner for the unexpired term.

**Loans, for what time negotiated.**  
P. S. c. 20, § 8. **SECT. 3.** All loans for public buildings, and lands therefor, for constructing and improving bridges, except for Harvard bridge, for taking, raising, and improving low lands, for laying out and paving streets, purchasing public lands, and widening streets, shall be negotiated for ten years. All loans for constructing sewers shall be negotiated for not exceeding twenty years. The Harvard bridge loan shall be negotiated for not exceeding thirty years. Bonds issued for such loans shall bear upon the face the purpose for which they were issued.

**Bonds to state for what purpose issued.**  
**Appropriations for sinking funds.**  
P. S. c. 20, § 11. **SECT. 4.** For sinking funds to redeem at maturity such several loans of the city authorized after March 20, 1872, there shall be annually appropriated and raised by taxation, on account of loans made for ten years, a sum equal to eight and one-half per cent. thereof; on account of loans made for twenty years, a sum equal to three and one-half per cent. thereof; and on account of outstanding loans made for thirty years, a sum equal to two per cent. thereof; and for a sinking fund to redeem the funded debt of the city created prior to March 20, 1872, excluding the water loan, there shall be annually appropriated and raised by taxation the sum of ten thousand dollars; and all amounts so raised by taxation shall annually, on or before the thirtieth day of November, be paid by the city treasurer to such board. And whenever any payment is so made before the thirtieth day of November, interest shall be paid thereon, by the commissioners of the sinking funds, from the time of said payment until said thirtieth day of November, at such rates as the committee on finance shall from time to time determine.

SECT. 5. The board shall, at the close of each financial year, certify to the auditor the amounts hereunder required to be raised by taxation for the several funds, which amounts shall be put into the yearly appropriation the next succeeding year.

Certificate of  
amounts re-  
quired for  
funds.  
P. S. c. 29, § 9.

SECT. 6. When a debt to be paid from a sinking fund becomes due, the board shall furnish the city treasurer from the funds in its care for such payment, the sum required, or so much as is to the credit of such debt, taking his receipt therefor.

Debt due, how  
paid from  
fund.

SECT. 7. The board shall annually, in December, report to the city council the exact condition of the several funds under its control to the first day of said month.

Annual report.  
P. S. c. 20, § 11.

## CHAPTER 35.

## CITY SOLICITOR.

- Election.**      **SECTION 1.** In the month of April, annually, there shall be elected, by concurrent vote of both branches of the city council, to be first acted upon by the mayor and aldermen, a
- Qualifications.**      solicitor for the city, who shall be a citizen thereof, and an attorney and counsellor of the courts of the Commonwealth, and who shall not hold any other office under the city gov-
- Term of office.**      ernment during the period for which he is elected. He shall hold office for one year from the first Monday of April, in the year in which he is elected, and until his successor is elected and qualified, unless sooner removed; and he shall be removable at the pleasure of the city council, and vacancies may be filled at any time for the unexpired term.
- Duties.**      **SECT. 2.** He shall by himself, or by some person by him duly authorized, for whose conduct, skill, and faithfulness he shall be accountable, draft all legal instruments, of whatever nature, which may be required of him by any ordinance, or order of the board of aldermen, or of the city council, or which, by any ordinance or order heretofore passed, may be requisite to be done and made by the city, and any person contracting with the city, and which, by law, usage, or agreement, the city is to be at the expense of drawing.
- Duties.**      **SECT. 3.** He shall commence and prosecute all actions and suits to be commenced by the city, before any tribunal in this Commonwealth, whether in law or equity, and also appear in, defend, and advocate the rights and interests of the city, or any of the officers of the city, in any suit or prosecution, for any act or omission in the discharge of their official duties, wherein any estate, right, privilege, ordinances, or acts of the city government, or any breach of any ordinance, may be brought in question. He shall also appear before the legislature of the Commonwealth, or any committee thereof, and there, in behalf of the city, represent, answer for, defend, and advocate the interests and welfare of the city, whenever the same may be directly or incidentally affected. He shall, in all matters, do every professional act, incident to the office, which may be required of him by the city government, or by any committee thereof, or by any ordinance or order. He shall furnish legal opinions on such subjects or questions as may be submitted to him by the mayor, the board of aldermen, the common council, or the school committee; by any committee of the city council, or any sub-committee of the school com-

mittee, or by any board of the city government who may require advice in regard to the discharge of their duties.

SECT. 4. In full compensation for all the services of the solicitor, he shall receive such salary as the city council may determine. In all cases, however, when his attendance is required out of the city, his reasonable travelling expenses shall be allowed him.

Compensation.

Travelling expenses.

## CHAPTER 36.

## STREETS.

*Superintendent of Streets.*

Election and  
term.

SECTION 1. There shall be chosen annually, in the month of April, by concurrent vote of the city council, to be first acted upon by the mayor and aldermen, a superintendent of streets, who shall hold office at the pleasure of the city council, and receive such compensation as the city council shall determine. Whenever said office is vacant, a successor shall be appointed in the manner herein prescribed.

General pow-  
ers and duties.

SECT. 2. The superintendent of streets shall, under the direction and control of the surveyors of highways, or a committee of that body, have the general care and charge of the highways, streets, and bridges, and shall attend to the making, mending, and alteration thereof, and cause the same to be kept in good repair, so as to be safe and convenient for travellers, with their horses and carriages, at all seasons of the year. He shall place suitable street signs on each street, at convenient distances apart. He shall see that the highways, streets, and sidewalks are kept in good order, and that all nuisances and obstructions therein are forthwith removed, or give notice thereof to the mayor or chief of police. And in case of the blockade or obstruction of any street, the person causing such blockade or obstruction shall forthwith notify the superintendent of streets and the chief of police thereof, and the police shall immediately give notice of such blockade or obstruction at the houses of the several engine, hose, and hook and ladder companies, and shall notify the fire department when such blockade or obstruction is removed.

Blockade and  
obstruction of  
streets.

Further pow-  
ers and duties.

SECT. 3. He shall have the right to hire, and the general care and control of, all persons employed in his department, and shall have the custody and management of the teams, stables, shops, sheds, and all other property connected with the street department; and he may, with the joint committee on roads and bridges, make all authorized contracts for the supply of any labor or materials he may require in the discharge of his official duty. He shall annually, in the month of December, present to the city council a report showing the detailed expenses, the material and other property on hand, a detailed account of work done, and other facts in relation to his department.

Annual report.

SECT. 4. Whenever any highway, street, or bridge is from any cause unsafe or inconvenient for travellers, he shall forthwith put up a suitable fence across such highway, street, or bridge, and exclude all travellers from passing over the same; or cause the parts thereof, so rendered unsafe and inconvenient, to be enclosed by a sufficient fence, which shall be kept standing so long as the same remains unsafe and inconvenient; and he shall also fix one or more lighted lanterns to such fence, or in some other proper manner, to be there kept every night, from twilight in the evening through the night, so long as such fence is kept standing.

When street is unsafe, to put up fence.

SECT. 5. Whenever the superintendent of streets is about to construct a new street, or to break up the surface of any street, he shall, at least two weeks before beginning work, notify the city engineer, as head of the sewer department, the superintendent of lamps, and the water board, the Cambridge Gas Light Company and the West End Street Railway Company. If either of these departments or corporations has any work to be done in the street so designated, it shall consult and arrange with the superintendent of streets, in order that such work may be done before the surface of such street is again prepared for, and open to, public travel. After such notice and opportunity have been given, neither of the three departments of sewers, lamps, or water, or corporations, shall, for the space of six months, break up such street within the area of such previous disturbance, except in case of obvious necessity, to be certified to and approved by the mayor. No street shall be opened by drain layers or others, between the fifteenth day of November, and the first day of April, except in cases of necessity, certified to and approved by the mayor.

Superintendent to notify other departments, etc., of proposed construction or opening of streets.

#### *Street Names and Numbers.*

SECT. 6. The several streets in the city shall continue to be called and known by the names heretofore given to them by the selectmen of the town, or by the city council of the city, until such names are altered by the city council. The city council shall give names to all streets hereafter laid out, and may change the name of any street when they see fit.

Names of streets.

SECT. 7. The board of aldermen may cause numbers in regular series, of such form, size, and material, and in such mode, place, succession, and order, as it may determine, to be affixed to, or inscribed upon, all buildings fronting on any street. Any owner, or person having the control of any such building, refusing or neglecting so to affix to, or inscribe upon the same, the number designated by the board, or allowing any other number to remain thereon more than one week after notice so to affix or inscribe, shall be liable to a penalty of not less than one dollar, and not more than twenty dollars.

Street numbers.



*Excavations, Obstructions, and Projections in Streets.*

No street, etc.,  
to be obstructed  
without license.  
P. S. c. 50,  
§§ 12, 21.

SECT. 8. No persons shall break or dig up the ground or stones, in any street, or on any sidewalk, or erect any staging for building, or place or deposit any stone, bricks, timber, or other building materials thereon, without first obtaining a written license from the mayor and aldermen, or some person by them authorized for that purpose, and complying in all respects with the conditions of such license.

Who may  
grant license.

SECT. 9. The mayor and aldermen, or any person by them authorized for that purpose, may grant a license, in writing, to any person, for the purpose of building, or other lawful purpose, to dig up, obstruct, or encumber so much and such parts of any street or sidewalk, and on such terms and conditions, as they shall deem safe and proper.

If street is ob-  
structed, fence  
to be put up.

SECT. 10. Whenever any street or sidewalk, under any license granted as provided in the preceding section, is dug up, obstructed, encumbered, or otherwise rendered unsafe or inconvenient for travellers, the person so licensed shall put, and at all times keep up, a suitable railing or fence round the section or part of any such street or sidewalk so dug up, obstructed, or encumbered, so long as the same remains unsafe or inconvenient; and shall also keep one or more lighted lanterns fixed to such fence, or in some other proper manner, every night, from twilight in the evening and through the night, so long as such railing or fence is kept standing.

Lanterns.

Street to be re-  
paired.

Superinten-  
dent to pre-  
vent unneces-  
sary obstruc-  
tion and see  
that street is  
properly re-  
paired.

He shall also, within such reasonable time as the superintendent of streets shall direct, restore, amend, and repair such street to his acceptance. Whenever any street is opened by any department of the city, or any corporation or person, the superintendent of streets shall prevent any unnecessary obstruction while the work is in progress, and shall see that the street is repaired and put in good order when the work is completed. If the street is not repaired to his acceptance, he shall forthwith put the same in good order, and shall render a bill for the expense of such repair to the department, corporation, or person whose duty it was to repair the street.

How openings  
in streets are  
to be repaired.

All openings made in the streets for any purpose whatever shall be filled back in layers six inches in depth, and each layer shall be properly rammed, and, when it is necessary, shall be wet down to prevent settling of the filling.

Notice of open-  
ing or obstruc-  
tion to be given  
to superinten-  
dent.

Whenever any department of the city, or any corporation or person, shall lawfully make, or authorize to be made, any opening, or cause any obstruction, in any street, such department, corporation, or person shall, within one week from the time of making such opening or causing such obstruction, give notice thereof, in writing, to the superintendent of streets, and shall be held responsible for any damages that may result from such opening or obstruction for a period of one year from the time of making the same.

SECT. 11. Whoever maliciously or wantonly, and without legal cause, extinguishes or diminishes a light fixed in accordance with the provisions of section four, or of section ten, shall be liable to a penalty of not less than ten nor more than twenty dollars.

Penalty for extinguishing lights put up as provided in §§ 4 and 10.

SECT. 12. No person shall make, erect, or maintain any gate or door in or upon any street in such manner that, when opening the same, it shall swing over such street.

Gates, etc., swinging outward.

SECT. 13. No person shall make, erect, or maintain any doorstep, portico, porch, entrance, or passage-way to any cellar or basement, or any other structure, in or upon any street, without permission, in writing, from the mayor and aldermen. No person shall suffer the platform or grate of the entrance or passage-way to his cellar or basement, in any street, to rise above the even surface of such street; and every such entrance or passage-way shall either be kept covered by a suitable and substantial platform or grate, or, in case it is kept open, it shall be guarded and protected by a sufficient railing, on both sides thereof, at least two feet and a half high, and well lighted at night.

Obstructions by doorsteps, etc.

SECT. 14. If any person digs or sinks, or causes to be dug or sunk, any well, cistern, drain, or other cavity in the ground, near to or adjoining any street, he shall put up, and at all times keep up, so long as it is necessary for the purpose, a railing or fence, on or near the line of such street, sufficient to guard and protect travellers and passengers from falling into said well, cistern, drain, or other cavity.

Fences, etc., about wells, cisterns, etc., in certain cases.

#### *Use of Streets.*

SECT. 15. No person shall move, or assist in moving, any building through or upon any street, unless a written license therefor has been first obtained from the mayor and aldermen, specifying the terms and conditions on which such removal may be made. No such license shall be issued without public notice and opportunity for hearing. No person thus licensed shall act thereunder until he has filed with the city clerk a bond, with sufficient surety, satisfactory in amount to the mayor, to indemnify the city from all loss and damage by reason of such removal. No building shall be moved through any street until the chimneys of the building have been taken down even with the roof.

Buildings not to be moved through streets without license. P. S. c. 53, § 17.

License not to issue without public notice.

Bond of licensee.

SECT. 16. No owner or person having the care of any domestic fowls, or any goats, sheep, swine, horses, oxen, cows, or other grazing animals, shall permit or suffer the same to go at large, or to graze on any street.

Grazing animals, etc., feeding and going at large, forbidden. P. S. c. 53, § 10.

SECT. 17. Whoever, having the care or use of a horse or other beast of burden, carriage, or draught, rides, drives, or permits such horse or other beast to go at a greater rate of speed than eight miles an hour in any street shall be liable

Fast driving prohibited; penalty. P. S. c. 53, § 13.

to a penalty of not less than five nor more than twenty dollars.

Teams not to stop on flagging-stones.

SECT. 18. No person shall stop his team or carriage, or unnecessarily place any other obstruction, on any flagging-stones or other footways laid in or across any street, nor suffer his wagon or other vehicle to remain an unnecessary length of time in any street.

Frightening horses forbidden.

SECT. 19. No person shall, by any noise, gestures, words, or other means, wantonly and designedly frighten or drive any horse in any street.

Carriages and horses not to be cleaned in streets, etc.

SECT. 20. The owners and occupants of stables shall not wash or clean carriages or horses in the streets, or cause them to be there washed or cleaned, nor shall they otherwise encumber the streets.

Gaming, or exposing gaming devices forbidden.

SECT. 21. No person shall expose, in or upon any street, on public ground or common, any table or device of any kind, by or upon which any game of hazard or chance can be played; nor shall any person play any such game at such table or device, in or upon any street, public ground, or common.

No tables, stalls, etc., in street without permission.

SECT. 22. No person shall place or keep any table, stall, booth, or other erection, in any street, public place, or any sidewalk, for the sale of fruit or other things, without permission from the mayor and aldermen.

Discharge of fire-arms forbidden.

SECT. 23. No person shall, except in the performance of some legal duty, discharge any gun, pistol, or other fire-arm, within the city limits.

No bonfires allowed.  
P. S. c. 206, § 12.

SECT. 24. No person shall make a bonfire in any street.

Injuring guide-boards, lamp-posts, and trees forbidden.  
See P. S. c. 203, § 76.

SECT. 25. No person shall injure, deface, or destroy any guide-post or guide-board, any lamp-post, or lamp or lantern thereon; or any tree, building, fence, post, or other thing, set, erected, or made for the use or ornament of the city.

Defacing property forbidden.

SECT. 26. No person shall paint or draw any words or figures, or post any written or printed matter, upon the property of any private person or corporation, without the consent of the owner or occupant thereof, nor upon any property of the city, without the consent of the mayor.

Also playing ball, throwing stones, etc.

SECT. 27. No person shall play ball, or throw stones, or snow balls, or other missiles in any street.

Also using bow and arrow.

SECT. 28. No person shall shoot with or use a bow and arrow in a street.

Also coasting, except, etc.  
P. S. c. 53, § 15.

SECT. 29. No person shall course or coast in a street upon a sled, except by permission of the mayor and aldermen.

Also bathing in view of spectators.

SECT. 30. No person in a nude state shall swim or bathe in any of the waters within or surrounding the city, so as to be exposed to the view of passengers or other persons in any street, or house within the city.

SECT. 31. No person shall shake or otherwise clean a carpet in any street. Also cleaning carpets.

SECT. 32. Whoever shall be found in possession of a club or bludgeon, on any street, with intent to use the same in sports, sham-fights, or strife, or to intimidate persons or horses, shall be liable to a penalty of not less than one dollar nor more than twenty dollars. Possession of clubs, etc., forbidden.

SECT. 33. Whoever shall be found in possession of toy-pistols, crotches, rubber slings, or other devices for throwing missiles of any kind, with intent to use the same to the injury of persons or property, or to the annoyance or discomfort of any person, upon any street, shall be liable to a penalty of not less than one dollar nor more than twenty dollars. Also toy pistols, rubber slings, etc.

SECT. 34. No person shall behave himself in a rude or disorderly manner, or use any indecent, or insulting language, in any street. Also disorderly conduct on street.

SECT. 35. No person shall place in any drinking fountain, trough, or basin of water, set up or established in any street, in the city, for the use of man or beast, any dirt, stone, ashes, rubbish, offal, or filth of any kind. No dirt, etc., to be placed in any drinking fountain, etc.

SECT. 36. No person shall light or extinguish without authority, any public lamp in any street. Lighting, etc., street lamps without authority, forbidden.

SECT. 37. No street railway corporation shall run snow plows or remove snow from its tracks in the streets of the city, unless it removes from such streets, outside of its tracks and between its rails and the sidewalks, an amount of snow sufficient to make such streets safe and convenient for public travel; and all removal of snow from the streets by such corporation shall be done under the direction and to the satisfaction of the superintendent of streets. Street railway corporations to remove snow.

SECT. 38. No street railway corporation shall, for the purpose of melting snow on its tracks or rails, sprinkle any salt or other article of a decomposing nature thereon, or cause or allow such sprinkling to be done by any of its agents; nor shall it for such purpose wash its tracks or rails or cause them to be washed by any of its agents, with brine or pickle, except by the written permission of the superintendent of streets. Street railway corporations not to use salt, etc., on their tracks.

SECT. 39. No person shall deposit in any street, except as hereinafter provided, any dead shrubs or trees, trimmings of shrubs or trees, earth from cellars, or any rubbish, unless the same shall be immediately removed therefrom, at the expense of the owner, or other person making such deposit, *provided*, that during the months of April and October in each year, owners or occupants of premises may, on twenty-four hours' notice to the superintendent of streets, obtain the removal of such dead shrubs and trees, or trimmings of Rubbish, etc., not to be deposited in street, unless etc.

shrubs and trees, as may have accumulated therein, the same to be deposited in the street against the sidewalk adjoining said premises.

Fuel not to remain unnecessarily in street.

SECT. 40. No person shall suffer his fire-wood, coal, or other fuel, in any quantity, to remain unnecessarily in any street over night, or after twilight in the evening. If the same must, of necessity, remain after twilight, or through the night, the owner thereof shall place and keep a sufficient light over or near the same through the night, in order to give notice thereof to travellers.

Snow or ice thrown into street to be broken up, etc.

SECT. 41. Whoever throws or puts, or causes to be thrown or put, into any street, any snow or ice, shall cause the same to be broken into small pieces and spread evenly over the surface of such street. But no snow or ice shall be thrown or put into any street, or upon any bridge, contrary to the orders of the superintendent of streets.

Climbing trees, posting bills on trees, and tying horses to trees forbidden.

SECT. 42. No person shall climb a tree in any street, or fasten or tie a horse or other animal to, or post a bill upon, any such tree, or allow any horse or other animal owned by him, or under his control to stand so near any such tree, that such tree may be gnawed or otherwise injured by such horse or other animal so allowed to stand, nor shall place a sign upon or around any tree on any street of the city.

#### *Sidewalks.*

Sidewalks to be kept in repair by city, except, etc.

SECT. 43. All sidewalks shall be kept in repair at the expense of the city; *provided, however*, that all such repairs of the same as shall be rendered necessary by any act of the owner or occupant of the adjoining land, or by any defect in the buildings thereon, or by any other cause under the control of such owner or occupant, shall be made by such owner or occupant; and if he neglects to make such repairs, the same shall be made by the city, at his expense.

Records of streets and sidewalks.

SECT. 44. The city clerk shall enter, in a book kept for the purpose, the names of all the streets in the city, alphabetically arranged; and also a list of all sidewalks, the date of the acceptance, and the names of the owners of the adjacent estates.

Plank walks.

SECT. 45. No person shall place upon any sidewalk any board or plank walk, without first obtaining a written license from the mayor and aldermen, or some person by them authorized to grant such license; and walks hereafter laid under authority of such license shall be not less than three feet wide, and made in sections not more than twelve feet long, of spruce or pine lumber, of uniform thickness, of not less than one nor more than two inches; and each section shall be cross-tied every three feet in length, with two by four-inch joist. Such walks shall be constructed in accordance with a plan in the office of the city engineer, and shall

be subject to the approval of the standing committee on roads and bridges of the board of aldermen, and the superintendent of streets, and may be removed by them whenever in their judgment they may deem that the public safety and convenience require such removal, *provided*, that exceptions may be made in relation to the requirement concerning the width of plank walks, in cases where the sidewalk is too narrow to admit of the prescribed width, and in such cases the standing committee on roads and bridges, of the board of aldermen, shall be authorized to make and allow any necessary change. Nothing herein shall be construed to prevent the relaying until March, 1891, with permission of the board of aldermen, or person by it authorized, as hereinbefore required, of board or plank walks heretofore laid, provided such walks are not less than two feet wide and in good repair.

Plank walks, authorized as hereinbefore provided, shall be laid and kept in proper condition by the respective owners thereof, and the same shall be taken up by such owners during the spring months whenever the committee aforesaid and the superintendent of streets shall so direct.

To be laid and repaired by the owners.

SECT. 46. No person shall drive, wheel, or draw any coach, cart, or other carriage, or permit any horse, cattle, swine, or sheep, under his care, to go upon any sidewalk, except for the purpose of crossing as nearly as may be at right angles to such sidewalk in order to go into or out of some adjoining enclosure, *provided*, that this section shall not apply to children's carriages or sleds containing children and drawn by hand; nor shall he otherwise occupy, obstruct, injure, or encumber any such sidewalk so as to interfere with the convenient use of the same by foot passengers.

Vehicles, horses, etc., prohibited on sidewalks. P. S. c. 53, § 15.

SECT. 47. No person shall place, or cause to be placed, upon any sidewalk, any lumber, iron, coal, trunk, bale, box, crate, cask, package, article or thing whatsoever, whether of the same description or not, so as to obstruct a free passage for foot passengers for more than fifteen minutes.

Obstruction, etc., of sidewalk forbidden.

Obstruction of sidewalks by lumber, boxes, etc.

SECT. 48. No person shall make, or cause to be made, any aperture in or under any street or sidewalk, for the purpose of constructing coal holes, or receptacles for any other articles, or for light and air, or for any other purpose, without the license of the mayor and aldermen, and no person shall leave such coal hole or aperture open or unfastened, except while actually in use.

Coal holes, etc., not to be made in sidewalk without permit.

SECT. 49. Whoever remains for a longer time than twenty minutes upon a sidewalk in such a manner as to obstruct the free passage of foot travellers, or upon any doorstep, portico, or other projection from any building, to the annoyance or disturbance of any person, shall be liable to a penalty of not less than three nor more than twenty dollars; and whoever remains on a sidewalk in said manner for more

Remaining on sidewalk so as to obstruct travel forbidden; penalty.

than five minutes after being requested by a police officer to move on, shall be liable to like penalty.

Show-boards,  
etc., not to be  
carried on  
sidewalk.

SECT. 50. No person shall, without authority from the mayor and aldermen, place or carry, or cause to be placed or carried, on a sidewalk, a show-board, placard, or sign for the purpose of there displaying or attracting attention to the same.

Signs not to be  
inserted in, ex-  
cept, etc.

SECT. 51. No person shall insert a sign in a sidewalk without the permission of the mayor and aldermen, or of some person thereto authorized by them.

Removal of  
ashes, etc.

SECT. 52. Whoever desires the removal of ashes and other house dirt, not including house offal, shall cause the same to be put in suitable boxes or barrels, and set upon the sidewalk adjoining his premises, and the superintendent of streets shall cause such removal to be made at least once in each week, on stated days for different portions of the city; but such boxes or barrels shall not be placed upon any sidewalk so as unnecessarily to prevent the convenient use thereof by foot passengers. Wherever there is a convenient driveway into a yard connected with any dwelling-house, the superintendent of streets may, at his convenience and upon reasonable notice, cause the city teams to be driven into such yard, and to remove therefrom the ashes and rubbish before mentioned that may be accumulated therein, at the times hereinbefore specified.

Any person having or leaving after dark any such ashes, rubbish, or other refuse on any street shall cause a lighted lantern to be kept thereon during the night.

Tipping over  
of ash-barrels,  
etc., forbidden.

Whoever shall wilfully and maliciously tip over and spill out the contents of any boxes or barrels set upon the sidewalk in accordance with the provisions of this section, shall be liable to a penalty of not less than one dollar and not exceeding twenty dollars.

Removal of  
snow from  
sidewalk re-  
quired.  
P. S. c. 53, § 7.

SECT. 53. The tenant, or occupant, or any person having the care of a building or lot of land bordering on a street where there is a sidewalk or footway, or, if there is no tenant, occupant, or other person having the care of the whole of such building or lot, the owner thereof, shall, within twelve hours after snow ceases to fall in the daytime, and before one o'clock on the afternoon after a fall of snow during the night, cause all snow that may be on such sidewalk or footway to be removed therefrom; and, if he fails so to do, he shall be liable to a penalty of not less than two nor more than ten dollars; and, for each and every hour thereafter during which such snow remains on such sidewalk or footway, he shall be liable to a further penalty of not less than one nor more than ten dollars. The provisions of this section shall apply to snow which falls from buildings as well as to that which falls from the clouds.

SECT. 54. When any portion of a sidewalk is encumbered with ice, the tenant, or occupant, or any person having the care of the building or lot of land adjoining such sidewalk, or, in case there is no tenant, occupant, or other person having the care of the whole of such building or lot, the owner thereof, shall cause such sidewalk to be made safe and convenient by removing the ice therefrom, or by keeping the same covered with sand or some other suitable substance; and if such tenant, occupant, owner, or other person neglects so to do for the space of six hours during the daytime, he shall be liable to a penalty of not less than two nor more than ten dollars, and to a like penalty for each and every succeeding day during which such sidewalk continues to be so encumbered.

Sidewalk encumbered with ice to be made safe.  
P. S. c. 53, § 7.

SECT. 55. When a tenement-house or other building is used or occupied by more than one tenant, the owner or person having the care of such house or building shall cause the snow and ice to be removed from the sidewalk or footway adjoining such house or building, in the manner provided in the two preceding sections, and in default thereof shall be liable to the same penalties as are therein provided.

Owners of tenement-houses to keep sidewalks clear of ice and snow; penalty.

SECT. 56. Any person licensed under the provisions of sections eight and nine of this chapter, whenever so ordered by the surveyors of highways, or the superintendent of streets, shall erect and maintain in good condition, day and night, a temporary sidewalk, abutting upon that part of the street which he is licensed to use and obstruct, not less than three feet in width, made of sound planks not less than five inches wide and one and a half inches thick, spaced apart one-half an inch, securely fastened to cross-bearers not less than four inches square, and placed at intervals not exceeding four feet. Such walk is to be properly levelled and made, and kept safe and convenient for travellers. Such walk may be laid in sections not less than eight feet in length.

Person licensed to encumber sidewalk, etc., to provide a temporary sidewalk.

SECT. 57. No canopy, awning, shade, shade-frame, or shade-curtain, unless constructed of cloth or canvas attached to an iron frame, securely fastened and supported from above, and not less than eight feet above the level of the sidewalk over which it is placed, shall hereafter be erected or maintained within the limits of any street without permission of the mayor and aldermen.

Awnings, shades, etc., regulated.  
P. S. c. 28, § 24.

### *Powers of Surveyors of Highways.*

SECT. 58. The provisions of this chapter shall not be taken or construed as limiting in any manner the legal rights and duties of the surveyors of highways to order such alterations and repairs in streets as they may deem that the safety and convenience of the inhabitants require.

Rights and duties of surveyors of highways not limited by this chapter.



## CHAPTER 37.

TELEGRAPH AND OTHER ELECTRIC LINES, CABLES, AND  
CONDUITS.

Posts to be  
erected only  
by order of the  
board of  
aldermen.  
P. S. c. 27,  
§§ 45, 47, 48, 49.  
P. S. c. 28,  
§§ 2, 4.  
1883, c. 221.  
1889, c. 398.

Wires to be  
attached only  
by order of  
board of  
aldermen.

Wires not to be  
attached to  
posts of other  
persons ex-  
cept, etc.  
1884, c. 302, § 1.

Petitions to  
state proposed  
location of  
posts, etc.

Quality of  
posts.

Position, etc.,  
of posts.

Posts to be  
painted.

SECTION 1. No telegraph, telephone, electric-light, or railroad company, or other corporation or person, shall erect any post or pole to support wires or lines for the transmission of electricity, in any public way or grounds, except by order of the board of aldermen, previously obtained, in which the exact location of each post proposed to be erected shall be duly set forth; and no wire or line for the transmission of electricity for any purpose shall be attached to any tree, building, erection, or fixture of any kind, in any public way or grounds, by cross arms or other means, except by order of the board of aldermen, previously obtained, in which such tree, building, erection, or fixture shall be duly described.

SECT. 2. No corporation or person shall attach any wire or line for the transmission of electricity for any purpose (except the lines and wires of the city of Cambridge), to any post already erected for the use of another corporation or person, except by consent of the owner and the order of the board of aldermen, previously obtained, in which such posts shall be duly described.

SECT. 3. All petitions presented to the board of aldermen for permission to erect posts to support wires or lines, or to attach wires or lines to trees or other fixtures, for the transmission of electricity for any purpose, shall be accompanied with, or contain a statement of, the exact location of each post proposed to be erected, and of each tree and fixture to which it is desired to attach such wires or lines.

SECT. 4. None but sound, straight, well-formed posts, smooth and free from decay, of quality satisfactory to the committee on roads and bridges of the board of aldermen, and the superintendent of streets, shall be erected and maintained in any public way, bridge, or grounds under any permission to erect posts to support wires, or other lines, for the transmission of electricity.

SECT. 5. All posts erected and maintained in the public ways for the support of wires and other lines for the transmission of electricity shall be set and maintained in a perpendicular position, as nearly as practicable, of uniform height and in line with each other; and shall be kept properly painted by the owners thereof, in such colors and manner as the board of aldermen may direct from time to time.

SECT. 6. Except by the permission of the board of aldermen, no wire or other line for the transmission of electricity shall be attached to any post, tree, or other fixture at a point less than twenty feet above the level of the street or ground, nor run along, or across any public street or way; and no post more than forty feet high shall be erected for the support of such wires or lines.

Height of wires.

Height of posts.

SECT. 7. The location of any post, pier, and abutment erected or used by permission of the board of aldermen, to support wires and lines for the transmission of electricity, shall be changed and altered whenever deemed necessary by said board; and whenever said board shall order such change of location it shall be done by the owners or constructors thereof; or by the persons using the same, without unnecessary delay, and at their expense, or it may be done by the superintendent of streets under the order of the board of aldermen.

Change of location of posts, etc.

Owners, etc., to pay expense of such change.

SECT. 8. On all posts erected by permission of the board of aldermen, to support wires and lines for the transmission of electricity, space on the upper cross arms shall be furnished, if required, for the use of the fire, police, and other telegraph and telephone signal wires belonging to the city and used exclusively for municipal purposes.

City to have use of space on cross arms.

SECT. 9. Whenever permission shall be granted by the board of aldermen to erect and maintain posts, or to construct conduits or other fixtures in the public ways, bridges, or grounds, to support or hold lines or wires for the transmission of electricity, the party to whom such permission is granted shall, within thirty days from the date of the order granting such permission, file in the office of the city clerk a written acceptance of the location of such posts, conduits, or other fixtures, and the conditions upon which the permission has been granted; and in default thereof such grant shall be null and void.

Written acceptance of location of posts, etc., to be filed.

SECT. 10. Every corporation or person maintaining, or operating a telegraphic, telephonic, or other electrical line, shall at all places where such line is affixed to any post, structure, or fixture, mark such post, structure, or fixture in a clear, durable and legible manner, with the name of the corporation or person maintaining or operating such line; and when any line or wire shall be affixed to the post or fixture of another corporation or person, it shall be attached to a suitable cross arm, which shall be marked in a clear, durable and legible manner with the name of the corporation or person maintaining or operating such line. No line or wire shall be attached to any pole or post by means of brackets or other side fixtures, nor shall the wires or lines of more than one party be placed on the same cross arm, except by permission of the board of aldermen.

Posts, cross-arms, etc., to be marked with name of persons operating the line.  
1864, c. 302, § 2.

No brackets or side fixtures to be used except, etc.

Conduits and cables for telegraph and telephone wires.

Distributing poles.

Telegraph and telephone wires to be laid underground in certain streets if board of aldermen deem it proper.

Such wires to be placed in aerial cables in certain streets if board of aldermen deem it proper.

No street, etc., to be torn up, etc., without permit.

If torn up, etc., to be promptly restored at expense of owners or operators of wires.

SECT. 11. Corporations and persons conducting a telegraph and telephone business may construct and maintain aerial and underground conduits, cables, and lines, together with man-holes and house connections, and erect and maintain distributing poles at the termini of conduits, and at suitable distributing points, in the conduct of their business, through such streets, in such manner, of such shape, size and material, and under such conditions as the board of aldermen shall hereafter designate upon application made.

SECT. 12. Such corporations and persons shall lay underground their lines, wires, cables, and conduits, and construct, maintain, relocate, remove, repair, and alter the same, and necessary man-holes and distributing poles, in manner, shape, size, and materials, according to the direction of the board of aldermen, and within such time as may be designated by that board, in any street or streets wherein such corporations or persons maintain, or desire to maintain, electric cables or lines of wire to the number of one hundred or more, whenever such board deems it proper that said cables or lines of wire should be placed under ground, and shall notify such individuals or corporations so to place them.

SECT. 13. Such corporations and persons shall gather and place in aerial cable, lines and wires to the number of fifty or more in any street or streets according to the direction of the board of aldermen, and within such time, in such manner, and at such height, as may be designated by them, whenever that board shall deem it proper to order such to be done.

SECT. 14. No street, way, or bridge shall be torn up or disturbed for the purpose of laying, repairing, changing, or removing lines, wires, or conduits, or erecting, altering, or removing posts, poles, or other fixtures used for carrying electric lines or wires, without a permit first obtained from the board of aldermen indicating the time, manner, and place of disturbance, with the conditions under which such is permitted. But no formal permit shall be necessary to sanction the necessary temporary removal of covers to man-holes for the purpose of removing or repairing lines, wires, and cables. Whenever any opening or disturbance is made in any street, way, or bridge, for the purpose aforesaid, or for any repairs, such street, way, or bridge shall be promptly restored by the persons or corporations owning or operating the lines or wires to a good condition satisfactory to the superintendent of streets, and shall be kept and maintained in such condition by such persons or corporations for two years thereafter; and, if not immediately so restored, kept, and maintained, the same may be done by the city at the expense of such persons or corporations, without previous notice of the intention so to do.

SECT. 15. Whenever the city shall construct, enlarge, re-locate, repair, or alter the streets, sewers, water pipes, or other public works, in streets, ways, and bridges, where conduits and wires are laid, which in the opinion of the board of aldermen, requires the removing or changing the location of said conduits and the fixtures appertaining thereto, or the repairing thereof, said removing, changing, and repair shall be done without delay at the expense of the persons or corporations owning or operating the same.

When city repairs, etc., streets, etc., removal, etc., of conduits, etc., to be at expense of owners, etc.

SECT. 16. Whenever underground conduits have once been laid in the streets and ways of the city, they shall not be removed, relocated, or changed, without permission from the board of aldermen.

Underground conduits not to be removed, without permission.

SECT. 17. In all underground conduits sufficient and necessary space shall be reserved, free of expense, for the use of the fire, police, and other telegraph and telephone signal wires belonging to the city, and used exclusively for municipal purposes, and the departments by their electrical superintendents and other proper servants shall be allowed access to said conduits at all times; and said city and departments shall be allowed equal facilities and privileges with others using said conduits, in putting in, taking out, and repairing wires.

Underground conduits to have space reserved for the use of the city.

SECT. 18. Every corporation and person constructing, maintaining, or operating a telegraphic, telephonic, or other electrical line in the city, shall execute a bond, with satisfactory security, in a penal sum of not less than ten thousand dollars, and of form satisfactory to the city solicitor, conditioned to indemnify and save harmless the city against all damages, costs, expenses, and losses whatsoever, to which it may be subjected in consequence of the acts and neglect of such person and corporation, their agents, officers, and servants, and in any manner arising from, or growing out of, the use and transmission of electricity, the privileges permitted by the city, and the construction, maintenance, operation, and use of lines, wires, cables, conduits, posts, poles, structures, constructions, fixtures, and apparatus; and, also, to fulfil all their agreements with the city, all the orders, conditions, and obligations imposed by the board of aldermen, and all obligations and duties required by law, and this chapter and every other ordinance, and all additions and amendments relating thereto.

Bond.

Condition of bond.

And a new bond of like import, and with new surety, may at any time be required by the city, which new bond shall be a strengthening bond, unless the surety on former bonds is expressly released from further liability by vote of the board of aldermen.

New bond.

SECT. 19. For the violation or neglect of any provision of this chapter the owners or constructors, or the persons

Penalty.

using the posts, cables, lines, fixtures, conduits, or wires so violating or neglecting, shall be subject to a penalty of twenty dollars for each and every offence.

## CHAPTER 38.

## TRUANTS.

SECTION 1. Any minor between the ages of seven and fifteen years, convicted of being an habitual truant, or of wandering about in the streets or public places, having no lawful occupation or business, not attending school, and growing up in ignorance, shall be committed to the almshouse for such time, not exceeding two years, as the justice of the third district court of eastern Middlesex may determine. The almshouse of the city of Cambridge is the institution provided for the confinement, discipline, and instruction of such children.

Truants, etc.,  
P. S. c. 48,  
§§ 10, 12.

P. S. c. 48, § 10.

## CHAPTER 39.

## UNDERTAKERS.

Undertakers,  
appointment  
of.  
P. S. c. 32, § 6.

No other per-  
son to bury or  
remove dead  
body.

Notice of death  
to be given to  
an undertaker.

Duties of un-  
dertakers.

Undertakers  
may employ  
porters.

Opening of  
graves.

Fees of under-  
takers.

SECTION 1. Annually, in the month of January, or within sixty days thereafter, the mayor and aldermen shall appoint a suitable number of undertakers, who shall hold office for one year from the first Monday in February in the year of their appointment, unless sooner removed. No person, except such undertaker, or one appointed by him acting in his place, shall bury or remove the body of any deceased person, or undertake the management of any funeral.

SECT. 2. Whenever any person dies within the limits of the city, the nearest relative, or the person in whose house the death occurred, or any other person who has first become informed of the event, shall cause the same to be made known to an undertaker as soon as practicable. Any undertaker informed of the decease of any person within the limits of his district, shall take the personal charge of all necessary arrangements for the removal and burial of the body of the deceased, and shall be responsible for the decent, orderly, and faithful management of the funeral undertaken by him, and for a strict compliance with the ordinances of the city in this behalf.

SECT. 3. Each undertaker may employ porters of a discreet and sober character to assist him, and he shall be accountable for their conduct. Said undertakers and porters may be removed at the pleasure of the mayor and aldermen. No person not appointed as aforesaid shall open any tomb or grave for the purpose of depositing or removing a dead body, without the permission of the board of health.

SECT. 4. For services rendered in accordance with the provisions of this chapter, an undertaker shall be entitled to receive the following fees, and no more, to wit: —

For a hearse with one horse, five dollars.

For a hearse with two horses, six dollars.

For services of himself and of his assistants at the house, and in carrying the body from the house to the grave or tomb, — for a person twelve years of age and upwards, four dollars; for a person less than twelve years of age, two dollars and fifty cents.

For carrying a body out of the city, he shall be allowed, in addition, fifty cents for every mile which he shall carry the same beyond the limits of the city.

The foregoing table of fees shall be printed upon the license issued to an undertaker.

The compensation required by law to be paid for obtaining and returning to the city clerk the information required concerning persons deceased, shall be understood as included in the foregoing fees.



## CHAPTER 40.

## WARDS.

Boundaries of  
the several  
wards. See  
Acts of 1886,  
c. 283.

SECTION 1. The five wards of the city shall be constituted and known as follows :

*Ward One.* Beginning at the boundary line between Cambridge and Belmont, on Concord avenue ; thence by the centre of Concord avenue to Bond street ; thence by the centre of Bond street to Garden street ; thence by the centre of Garden street to Shepard street ; thence by the centre of Shepard street to North avenue ; thence by the centre of North avenue to Sacramento street ; thence by the centre of Sacramento street to the boundary line between Cambridge and Somerville ; thence by said boundary line to a point which would be struck by the central line of Dana street, if extended northerly to said boundary line ; thence by a line to Dana street, and by the centre of Dana street to Main street ; thence by the centre of Main street to Mount Auburn street ; thence by the centre of Mount Auburn street to Putnam avenue ; thence by the centre of Putnam avenue to Western avenue ; thence by the centre of Western avenue to the boundary line between Cambridge and that part of Boston formerly Brighton ; thence by said boundary line to the boundary line between Cambridge and Watertown ; thence by the last-mentioned boundary line to the boundary line between Cambridge and Belmont ; thence by the last-mentioned boundary line to the point begun at.

*Ward Two.* Beginning at the boundary line between Cambridge and Somerville, at a point which would be struck by the central line of Dana street, if extended northerly to said boundary line ; thence by a line to Dana street, and by the centre of Dana street to Main street ; thence through the centre of Main street to Norfolk street ; thence by the centre of Norfolk street to Washington street ; thence by the centre of Washington street to the junction of Washington and Main streets ; thence by a line at a right angle southerly to the water ; thence by the water to the mouth of Broad canal ; thence by the centre of Broad canal to North canal ; thence by the centre of North canal, and northerly, in a line continued therefrom, to the boundary line between Cambridge and Somerville ; thence by said boundary line to the point begun at.

*Ward Three.* Beginning at the water, at the mouth of Broad canal ; thence by the centre of Broad canal, to North

canal; thence by the centre of North canal and northerly, in a line continued therefrom, to the boundary line between Cambridge and Somerville; thence by said boundary line to the waters of Charles River; thence by the water to the point begun at.

*Ward Four.* Beginning at the boundary line between Cambridge and that part of Boston formerly Brighton, on Western avenue; thence through the centre of Western avenue to Putnam avenue; thence through the centre of Putnam avenue to Mount Auburn street; thence through the centre of Mount Auburn street to Main street; thence through the centre of Main street to Norfolk street; thence through the centre of Norfolk street to Washington street; thence through the centre of Washington street to the junction of Washington and Main streets; thence by a line at a right angle southerly to the water; thence by the water to the point begun at.

*Ward Five.* Beginning at the boundary line between Cambridge and Belmont, on Concord avenue; thence by the centre of Concord avenue to Bond street; thence by the centre of Bond street to Garden street; thence by the centre of Garden street to Shepard street; thence by the centre of Shepard street to North avenue; thence by the centre of North avenue to Sacramento street; thence by the centre of Sacramento street to the boundary line between Cambridge and Somerville; thence by said boundary line to the boundary line between Cambridge and Arlington; thence by the said last-mentioned boundary line and the boundary line between Cambridge and Belmont to the point begun at.

SECT. 2. The ward herein designated as ward one shall elect four members of the common council; the ward designated as ward two shall elect five members of the common council; the ward designated as ward three shall elect four members of the common council; the ward designated as ward four shall elect five members of the common council; the ward designated as ward five shall elect two members of the common council.

Number of  
members of  
the common  
council to be  
elected by each  
ward.

## CHAPTER 41.

## WARRANTS FOR ELECTIONS.

Form of war-  
rants.

SECTION 1. The form of warrants for calling meetings of the citizens of the several wards within their respective voting precincts, shall be as follows, to wit:—

## CITY OF CAMBRIDGE.

To any constable of the city of Cambridge, Greeting: In the name of the Commonwealth of Massachusetts, you are hereby commanded forthwith to warn the inhabitants of Ward No. , Precinct No. , in said city, qualified as the law directs, to assemble at the polling place in said precinct, on the day of , at o'clock in the noon, then and there to give in their ballots for

Hereof fail not, and have you then and there this warrant with your doings thereon.

Witness , Mayor of our city of Cambridge, the day of , in the year one thousand eight hundred and

By order of the mayor and aldermen,

*City Clerk.*

Warrants, how  
issued, and by  
whom served  
and returned.  
P. S. c. 27,  
§ 119.

SECT. 2. All warrants for calling meetings of the citizens of the several wards within their respective voting precincts shall be issued by the mayor and aldermen and signed by the city clerk, shall be served by a constable of the city, and by him returned to the wardens of the several voting precincts, on or before the time of meeting therein specified.

Service of  
warrants.

SECT. 3. Every such warrant for calling meetings of the citizens of the several wards within their respective voting precincts, shall be served by posting an attested copy thereof at or near the polling place in the voting precinct named in the warrant, seven days at least before the time of meeting.

Time of open-  
ing and closing  
polls to be  
fixed and in-  
serted in war-  
rants.

SECT. 4. The mayor and aldermen shall fix the times for opening and closing the polls, at meetings held for the election of all officers, and state the same in the warrants for calling the meetings.

Form of war-  
rants for gen-  
eral meetings.

SECT. 5. All warrants for calling general meetings of the inhabitants of the city shall be substantially in the form prescribed in the first section, except that such meetings shall be held at such place in the city as the mayor and aldermen

shall direct. They shall be served by a constable of the city, How served and returned. by posting one copy thereof in each of the several voting precincts not less than seven days before the time of meeting, and be returned to the mayor and aldermen.

SECT. 6. The city clerk shall attend all general meetings Proceedings at general meetings. of the citizens which may be held by virtue of warrants issued by the mayor and aldermen; shall open such meetings by reading the warrant therefor; and shall continue to preside thereat until a moderator is chosen. He shall keep, in a separate book, a record of the proceedings of such meetings, and shall insert in the record copies of all reports or other documents upon which said proceedings have been founded.

## CHAPTER 42.

## WATER-WORKS.

**Water board.** SECTION 1. The Cambridge water board shall consist of seven persons,—the mayor, president of the common council, *ex officio*, and five other persons, residents of the city, to be elected by the city council by ballot. One of the persons so elected shall go out of office on the thirtieth day of June in each year.

**Election and term of office.** The city council shall annually, in the month of June, elect, in joint convention, one member of the board, to hold office for the term of five years, to fill the vacancy caused by the term so expiring. Any vacancy shall be filled in the same manner, and the person elected to fill a vacancy shall hold office for the remainder of the term for which his predecessor was chosen. Said member shall, in addition to the above term, hold office until others are elected in their places; and any member may be removed for cause, by concurrent vote of both branches of the city council. No member of the city council shall be elected a member of the board.

**President.** SECT. 2. The president of the board shall be elected by the board, and shall be one of the five persons elected as provided in the first section of this chapter. The board may choose a clerk, and make such rules and regulations for its own government and in relation to all officers appointed by the board, as it may deem expedient.

**Clerk.**

**Powers of board.** SECT. 3. The board, so constituted and organized, shall have and exercise all the powers vested in the city council by the legislature, by the one hundred and fifty-third chapter of the acts of eighteen hundred and sixty-five, and by the one hundred and sixty-fifth chapter of the acts of eighteen hundred and seventy-five, and by the two hundred and fifty-sixth chapter of the acts of eighteen hundred and eighty-four, and by the one hundred and thirty-seventh chapter of the acts of eighteen hundred and eighty-eight, and by any acts in addition to any of said acts, so far as the same can be legally delegated; and they may appoint a superintendent, water registrar, and all subordinate agents and assistants, and fix their compensation and that of the clerk before mentioned, subject to the approval of the committee on finance.

**Annual report.** SECT. 4. The board, on or before the fifteenth day of December in each year, shall present to the city council a report containing a statement of the condition of all the water-works, and of the lands and other property connected there-

with, with an account of all receipts and expenditures and a schedule of property on hand, together with any information or suggestions which they may deem important; and they shall at the same time transmit to the city council the reports of the superintendent and water registrar.

SECT. 5. The board may sell such of the personal property connected with the water-works as it may deem expedient, subject to the approval of the mayor. May sell personal property.

SECT. 6. The president of the board shall exercise a general supervision over all the water-works, and the materials and property connected therewith, and over all subordinate officers and agents. In case of his absence or inability, his duties may be performed by a president *pro tempore*, to be chosen by the board. Duties of president.

SECT. 7. The board shall have full power to make all necessary repairs, extensions, or improvements on such works, and to provide new supply-pipes; all hydrants established by the city shall be constructed, and all repairs upon such hydrants made, and the streets, if broken up, again put in good order, to the satisfaction of the superintendent of streets, by and under the direction of the water board. The board shall have no power to expend any money, or to incur any debt, beyond the amount of appropriations made by the city council. Repairs, etc., of water-works. Hydrants of city.

SECT. 8. No member of the board, and no person appointed to any office or employed by virtue of this chapter, or of the Acts of the legislature mentioned in the third section of this chapter, shall be interested, directly or indirectly, in any contract, bargain, sale, or agreement, in relation to the water-works, or any matter or thing connected therewith, wherein the city is interested; and any and all contracts, bargains, sales, or agreements, made in violation of this section, shall be utterly void as to the city. Members of board, etc., not to be interested in contracts.

SECT. 9. The board shall determine and assess the water-rates according to the tariff of rates adopted by the city council, and shall have power to establish such regulations as they may deem expedient for the introduction and use of water; and the water shall not be supplied to any building unless the pipes and fixtures are made conformable to such regulations. Water-rates.

SECT. 10. The board shall annually elect a superintendent of the water-works, who shall be a citizen of Cambridge. He shall take charge of the aqueduct, lands, reservoirs, and other works and property connected with the water-works, as the water board may from time to time direct; and he shall perform all such services in relation thereto as may be required of him by the board, and shall, annually, during the first week of December, present to the board a report of the general condition of the works. He may at any time be removed by the board. Superintendent. His duties.

Water registra-  
trar.  
Duties.

SECT. 11. The board shall annually elect a water registrar, who may at any time be removed by the board. He shall perform all such services as may be required of him by the board, and shall, annually, during the first week of December, present to the board a detailed statement of all receipts and expenditures in his department for the year ending November thirtieth; a statement of the number of water-takers; the number of cases in which the water has been cut off; the number and amount of abatements; and such other matters as he or the board may deem expedient.

Further  
duties of registra-  
trar.

SECT. 12. The registrar, under the direction of the board, shall cause to be visited, once in each year, all premises where the water is taken, and shall exercise a constant supervision over the use of the water.

Receipts.

SECT. 13. All moneys paid into the treasury on account of said works shall be placed to the credit of the water-works, and shall not be paid out except under the provisions of this section and chapter two. The mayor may draw his draft for all sums of money becoming due for interest on the Cambridge water loan, and the amounts so paid shall be charged to the water-works. The treasurer shall, annually, on or before the thirtieth day of November, pay over to the trustees of the sinking funds, provided in the first Act named in the third section of this chapter, a sum equal to three per cent. of the par value of the then outstanding water bonds.

Interest.

Water rates,  
when to be  
paid.

SECT. 14. The annual rent for the use of the water shall be payable in advance on the first day of May in each year. All charges for specific supplies, or for fractional parts of the year to May first, shall be payable in advance and before the water is let on.

Penalty for  
non-payment.

SECT. 15. In all cases of non-payment of the water rent in thirty days after the same is due, the registrar shall cut off the supply; and the water shall not again be let on, except upon the payment of the sum of two dollars, and not for the same occupant or owner, except upon the payment also of the whole amount due; and every person whose water rent is unpaid on the fifteenth day of June, shall be liable to said penalty of two dollars, though the supply may not have been actually cut off; *provided*, that in case of specific supplies or for fractional parts of the year, when the water has been let on, it may be cut off immediately after notice given at the place that the rent is not paid, and may be let on again upon the conditions before mentioned. And the foregoing provisions shall apply when two or more parties take the water through the same service pipes, although one or more may have paid the proportion due from him or them.

All bills for water furnished by meter shall be payable quarterly; and if the same be not paid within twenty days after the end of the quarter, the registrar shall cut off the

supply, after sending a special notice that the water will be so cut off for non-payment.

SECT. 16. The registrar, under the direction of the board, may make abatements in the water rents in all proper cases. Abatements.

SECT. 17. The registrar shall keep suitable books in which shall be entered the names of all persons who take the water, the kind of building, the name and number of the street, the nature of the use, the number of takers, and the amount charged, and amounts of abatements, which shall always be open to the inspection of the board, and any committee of the city council. Records.

The registrar shall, at the end of each year, report to the board,— Registrar's report.

1. The amount of the bills sent to the treasurer.
2. The amount of the abatements.
3. The amount of the uncollected bills.

SECT. 18. No person shall injure any public pipe, reservoir, or fire hydrant connected with the water-works, or shall break and enter the same, or draw off or cause to be removed, any of the water therefrom; or shall turn on or off the water in any such water pipe, reservoir, or fire hydrant, or shall make any opening or connection with such pipe, reservoir, or fire hydrant, or remove the cover of any hydrant, except in case of fire, without the license or permit of the water board, or by authority of the mayor or aldermen,—and then under the direction of the superintendent of the water-works, who shall provide competent men to perform the same; and the expense thereof shall be charged to the person or department applying for such license or permit. Injuries to pipes, reservoir, etc.

SECT. 19. The following regulations shall be considered a part of the contract with every person who takes the water; and every such person, by taking the water, shall be considered to express his consent to be bound thereby. They shall be printed upon every bill for water rent, and whenever any one of them is violated (although two or more parties may receive the water through the same pipe), the registrar shall cause the water to be cut off, and it shall not be let on again, except on the payment of two dollars and all chargeable rates; and in case of any such violation, the board may declare any payment made for the water, by the person committing such violation, to be forfeited, and the same shall thereupon be forfeited. Regulations relative to use of water.  
P. S. c. 27,  
§§ 16, 17.  
P. S. c. 28, § 2.

The regulations are as follows:—

1. All persons taking the water shall keep the service-pipes within their premises in good repair and protected from frost, at their own expense, and they will be held liable for all damage which may result from their failure to do so. Takers to keep service pipes in repair, etc.
2. They shall prevent all unnecessary waste of water and there shall be no concealment of the purposes for which it is used. To prevent waste, etc.



Pipes inserted  
by city not to  
be altered, ex-  
cept, etc.

3. No alteration shall be made in any of the pipes or fixtures inserted by the city, except by its agents, who are to be allowed to enter the premises supplied, to examine the apparatus, and to ascertain whether there is any unnecessary waste, and no plumber or other person shall make any alteration or extension of the pipes in the house or on the premises without first giving notice to the registrar, and procuring a written permit from him, which shall be returned to the registrar within ten days after the completion of the work, endorsed with a statement of all fixtures added or removed. Any person violating this regulation shall be fined not more than twenty dollars.

Water not to  
be supplied to  
other parties.

4. No water is allowed to be supplied to parties not entitled to the use of it under the city ordinances, unless by special permission.

Fountains.

5. Except as hereinafter provided, no connection of a fountain shall be made, direct or indirectly, with the water-pipes of the city. Every person desiring water for fountain purposes, shall make application in writing to the board, stating the number and size of the jets to be used, and the hours of the day and the months during which it is proposed to use the same. Upon such application the board shall fix the rate to be charged to the applicant, and the connection with the water-pipes shall be made by and under the direction of the superintendent; it being understood and agreed that the water shall be employed exclusively for fountain purposes, unless supplied through a meter.

Abatements  
for vacancy or  
non-use.

6. Whenever an abatement on an account of vacancy or non-use of water is desired, and notice thereof is given at the office of the registrar, while the person liable for the water rates is in possession of the premises, the water shall be cut off by an employé of the board and an abatement made, less the charge of one dollar for cutting off; *provided*, that such seal-locks as may be adopted by the board may be placed upon faucets in tenements so connected with other tenements that they cannot be separately shut off in the street; but they shall not be put on in any house that can be so shut off, except for particular fixtures.

The charge for putting on such seal-locks shall be established by the board. Such seal-locks shall not be taken off by any one except an employé of the board, on penalty of forfeiting all claims for allowance, and having the water shut off from the premises.

Right of entry.

7. The registrar, with the necessary agents and assistants, may enter the premises of any water-taker to examine the quantity used, and the manner of use, and to cut off the water for non-payment of rents or fines, or any violation of the foregoing rules.

The registrar shall make all water-rate charges (with the exception of charges for metered water) to the owner of the property, and in every case the owner shall be liable for the water-rates, except where the ownership is changed after water is shut off for non-payment, in which case the new owner shall be liable for the water-rates from the time when the water is again let on.

Water rates to be charged to owner.

SECT. 20. An owner or occupant of premises in which water furnished by the city is used, who fails to keep his service-pipes and fixtures in good order, and neglects to repair the same within three days after they have, from any cause, become defective, or who neglects to shut off the water after using it, so that it runs to waste, shall be liable to a fine of two dollars; and if such fine is not paid within two days from the time when the person incurring it receives notice that he is liable thereto, the water shall be cut off from his premises, and shall not be let on again until the waste is stopped and the fine paid, together with an additional sum of two dollars for cutting off and letting on the water; and in case of a second offence during the same year, a fine of four dollars shall be imposed, and if it is not paid within two days, as aforesaid, the water shall be cut off, and shall not be let on again until the cause of complaint is removed and the fine paid, together with two dollars for cutting off and letting on the water; and in case of a third offence, the water shall be cut off, and shall not be let on again except by a vote of the board and the payment of such fine, not exceeding ten dollars, as the board may impose.

Penalty for waste of water and not keeping service-pipes, etc., in good order.

SECT. 21. The board shall have the power to decide what shall be considered a waste or improper use of water, and to restrict the use thereof when it may deem it necessary; and if the water-taker refuses or neglects to comply with any order of the board, after notice given to him, the water may be cut off, and shall not again be let on, except by a vote of the board, and the payment of such fine, not exceeding ten dollars, as the board may impose.

Board to decide what is waste, etc.

SECT. 22. The board shall have the power to restrict the use of hand-hose to such hours of the day as it may deem necessary; and for any violation of such restriction the occupant of the premises shall be liable to the penalties imposed in the preceding section for a waste or improper use of water.

Board may restrict use of hand-hose.

SECT. 23. The following rates shall be charged annually for the use of the water, namely :

Rates.

**Dwelling-houses.***Dwelling-Houses.*

|   | PER YEAR. |
|---|-----------|
| Occupied by one family, for the first faucet . . .  | \$5 00    |
| For each additional faucet, to be used by the same family . . . . .   | 2 50      |
| Where a house is occupied by more than one family and less than four,—one faucet only being used by all,—for each family . . . . .  | 4 00      |
| Where a house is occupied by four or more families, and but one faucet is used by all, for each family . . . . .  | 3 50      |
| Where a house is occupied by more than one family, the highest rates will be charged for each family having the water carried into their part of the house.   |           |
| For the first bath-tub . . . . .  | 6 00      |
| When used by more than one family, for each family  | 4 00      |
| For each additional bath-tub . . . . .  | 4 00      |
| The first pan or hopper water-closet with self-regulating faucet . . . . .  | 6 00      |
| When used by more than one family, for each family  | 4 00      |
| Each additional pan or hopper water-closet with self-regulating faucet . . . . .  | 2 00      |
| Each hopper water-closet without self-regulating faucet . . . . .   | 10 00     |
| When used by more than one family, for each family  | 8 00      |
| Each slop-closet . . . . .  | 3 00      |
| Where two faucets are used, one for hot and one for cold water, both emptying into one vessel, but one charge will be made for both, and the same rule applies to boarding-houses:                    |           |
| <i>Provided</i> , that in no case shall the charge for the use of water by a private family, exclusive of hopper water-closet without self-regulating faucet, hose and stable, be more than . . . . . | 18 00     |
| And including stable for not more than four animals, than . . . . .   | 26 00     |
| And including use of hose for stable for not more than four animals, and for garden not exceeding five thousand feet . . . . .  | 31 00     |

**Boarding-houses.***Boarding-Houses.*

|  |       |
|--|-------|
| For the first faucet . . . . .   | 10 00 |
| Each additional faucet . . . . .   | 3 00  |
| For pan or hopper water-closet with self-regulating faucet . . . . .             | 10 00 |
| Each additional pan or hopper water-closet with self-regulating faucet . . . . . | 3 00  |

|  | PER YEAR. |
|--|-----------|
| Hopper water-closets without self-regulating faucet,<br>each . . . . . | \$15 00   |
| Each slop-closet . . . . .   | 4 00      |
| Bath-tub, when used by boarders . . . . .                              | 10 00     |

*Stores, Etc.*

Stores, etc.

|   |       |
|---|-------|
| For each tenement occupied as a store, warehouse,<br>or office . . . . .  | 4 00  |
| Where two or more such tenements are supplied<br>from the same faucet, each . . . . .   | 8 00  |
| For markets, saloons, workshops, or for purposes<br>not included in any other classification, and<br>not requiring more than an ordinary supply<br>of water taken from one faucet, from 6 00 to 25 00 |       |
| For pan or hopper water-closet with self-regulating<br>faucet, or urinal used by the occupants of<br>one tenement only . . . . .  | 5 00  |
| When used by occupant of more than one tenement,<br>for each . . . . .  | 8 00  |
| For hopper water-closet for single tenement . . . . .   | 10 00 |
| Each slop-closet . . . . .  | 1 50  |
| For hopper water-closet used by occupant of more<br>than one tenement, for each . . . . .   | 6 00  |
| For each additional faucet one-half of the above<br>charges shall be added.   |       |

*Private Stables.*Private  
stables.

|                                 |      |
|---------------------------------|------|
| For first horse . . . . .       | 5 00 |
| Each additional horse . . . . . | 3 00 |
| Each cow . . . . .              | 2 00 |

*Livery, Club and Boarding Stables.*Livery stables,  
etc.

|  |      |
|--|------|
| For not exceeding five horses, the same as private<br>stables. |      |
| For each additional horse . . . . .                            | 2 50 |

*Car and Omnibus Stables.*

Car stables.

|  |      |
|--|------|
| For not exceeding five horses, the same as private<br>stables. |      |
| For each additional horse . . . . .                            | 2 00 |

*Truck and Cart Stables.*Truck and  
cart stables.

|   |      |
|---|------|
| For each horse, if more than three . . . . .  | 2 00 |
| The above includes water for washing carriages,<br>omnibuses, and cars, without hose. |      |
| No stable less than . . . . .   | 5 00 |

Where hose is used in any stable, an addition to the above charges will be made of five dollars for the first horse, and fifty cents for each additional horse.

**Hose.***Hose.*

For washing windows and other similar uses, including watering gardens of less than five thousand feet . . . . . \$ 6 00  
 For the above purposes and for private stables . . . . . 10 00  
 For other cases arrangements can be made with the board.

**Hotels.***Hotels.*

For each bed for boarders and lodgers . . . . . 3 50  
 Or special arrangements may be made with the board.

**Baths.***Baths.*

For public baths and for each bath in any hotel . . . . . 10 00  
 Water-closets in public bath-houses . . . . . 10 00

**Steam engines.***Steam-Engines.*

For each engine working not over twelve hours a day, for each horse-power . . . . . 6 00

**Meters.**

The board shall have power to ascertain by meter the quantity used in any case, and a meter shall be applied whenever, in the judgment of the board, it is expedient; and the charge for the water used shall be at the rate of two cents for each one hundred gallons, *provided, however*, that the charge shall not be less than ten dollars for any one year; and *provided, further*, that when the water used by any one taker shall amount to more than five million gallons in any one year commencing with the first day of May, then the charge shall be at the rate of one cent for each one hundred gallons of the excess over that quantity.

When water is required for purposes which are not specified in the foregoing tariff, the rate shall be fixed by the board.

**Yard hydrants.**

The board shall have power to prevent the erection of yard hydrants and to establish such regulations as they may deem

**Water-closets,**

expedient, for the construction of water-closets hereafter; and the water shall not be supplied to any building, unless the water-closets shall be made conformable to such regulations.

**Water used by the city.**

SECT. 24. For water used by the city an account shall be made and the amount thereof shall be charged to the proper appropriations and credited to the water-works.

For water used for the extinguishment of fires the rate shall be, for each hydrant and reservoir ten dollars per annum; for watering streets, one cent for each one hundred gallons.

SECT. 25. The police shall report to the registrar all cases of leakage, waste, or unnecessary profusion in the use of the water, and all violations of this chapter that may be brought to their notice.

Police to re-  
port waste,  
etc.

## CHAPTER 43.

## WORKHOUSE.

Workhouse es-  
tablished for  
employment  
and support of  
various  
classes.  
P. S. c. 33, § 1.

SECTION 1. There shall be established in the city of Cambridge a workhouse for the employment and support of the following description of persons; that is to say, all poor and indigent persons that are maintained by, or receive alms from, the city; all persons who, being able of body to work, and not having estate or means otherwise to maintain themselves, refuse or neglect to work; all persons who live a dissolute, vagrant life, and exercise no ordinary calling or lawful business; and all persons who spend their time and property in public-houses, to the neglect of their proper business, or who, by otherwise misspending what they earn, to the impoverishment of themselves and their families, are likely to become chargeable to the city.

Alms-house to  
be the work-  
house.

SECT. 2. The present alms-house is hereby constituted the workhouse of the city, as set forth in the first section of this chapter.

# MUNICIPAL REGISTER

1846—1890.





# MUNICIPAL REGISTER.

1846.

*Mayor.*

JAMES D. GREEN.

*Aldermen.*

Samuel Batchelder.  
Ephraim Buttrick.  
Samuel P. P. Fay.  
William Fisk.  
Joseph S. Hastings.  
Charles Wood.

*Common Council.*

ISAAC LIVERMORE, *President.*

*Ward I.*

Josiah Coolidge.  
Stephen T. Farwell.  
Alexander H. Ramsay.  
William Saunders.  
William L. Whitney.

*Ward II.*

John C. Dodge.  
Charles Everett.  
Joseph A. Holmes.  
Isaac Livermore.  
Walter R. Mason.  
Isaac Melvin.  
Aaron Rice.  
John Sargent.  
Charles Valentine.

*Ward III.*

Francis Draper.  
Ebenezer Fogg.\*  
George W. Fifield.  
Lewis Hall.†  
Thomas F. Norris.  
Enos Reed.  
Abraham P. Sherman.

*Clerk,*— Charles S. Newell.

*City Clerk,*— Lucius R. Paige.

1847.

*Mayor.*

JAMES D. GREEN.

*Aldermen.*

Stephen T. Farwell.\*  
Joseph S. Hastings.  
Walter R. Mason.  
William Saunders.  
Abraham T. Sherman.  
Charles Wood.

*Common Council.*

JOHN SARGENT, *President.*

*Ward I.*

Josiah Coolidge.  
William Hunnewell.  
Alexander H. Ramsay.  
William L. Whitney.  
Jonas Wyeth, 2d.†

*Ward II.*

John C. Dodge.  
Charles Everett.  
Samuel P. Heywood.  
Joseph A. Holmes.  
Levi Jennings.  
Isaac Melvin.  
Aaron Rice.  
John Sargent.  
Charles Valentine.

*Ward III.*

Francis Draper.  
George W. Fifield.  
Lewis Hall.  
Anson Hooker.  
Enos Reed.  
Elijah Spare, Jr.

*Clerk,*— Charles S. Newell.

*City Clerk,*— Lucius R. Paige.

\* Resigned May 4.

† Elected May 14.

\* Also elected to Common Council.  
† Elected April 14.

1848.

*Mayor.*

SIDNEY WILLARD.

*Aldermen.*

Ephraim Buttrick.\*  
 Stephen T. Farwell.  
 Isaac Fay.  
 Lorenzo Marrett.†  
 George Stevens.  
 William L. Whitney.  
 Thomas Whittamore.

*Common Council.*JOHN C. DODGE, *President.**Ward I.*

Edmund A. Chapman.  
 Ralph Day.  
 Estes Howe.  
 William T. Richardson.  
 Jonas Wyeth, 2d.

*Ward II.*

George Cummings.  
 Eliphalet Davis.  
 John C. Dodge.  
 Charles Everett.  
 Jesse Fogg.  
 Samuel P. Heywood.  
 Levi Jennings.  
 Isaac Melvin.  
 Aaron Rice.

*Ward III.*

Lewis Hall.  
 Anson Hooker.  
 Horatio N. Hovey.  
 John S. Ladd.  
 Elijah Spare, Jr.  
 William Wyman.

*Clerk,—Charles S. Newell.**City Clerk,—Lucius R. Paige.*

\* Elected April 24.

† Resigned April 12.

1849.

*Mayor.*

SIDNEY WILLARD.

*Aldermen.*

George Cummings.\*  
 Calvin Dimick.  
 Lorenzo Marrett.  
 Charles R. Metcalf.  
 George Stevens.  
 Jonas Wyeth, 2d.  
 Isaiah Bangs.†

*Common Council.*SAMUEL P. HEYWOOD, *President.**Ward I.*

Edmund A. Chapman.  
 Jesse Coolidge.‡  
 Ralph Day.  
 Israel P. Dunham.  
 Charles T. Murdock.  
 David S. Buck.§

*Ward II.*

Isaac Davis.  
 William P. Fisk.  
 Jesse Fogg.||  
 Samuel P. Heywood.  
 Edward Hyde.  
 George C. Richardson.  
 Edwin Scudder.  
 Hosea Spencer.¶  
 Francis Wells.  
 Charles Wood.

*Ward III.*

Anson Hooker.  
 Amory Houghton.  
 Andrew Jones.  
 Elijah Spare, Jr.  
 Robert P. Tuten.  
 William Wyman.

*Clerk,—Charles S. Newell.\*\**  
 Eben M. Dunbar.††

*City Clerk,—Lucius R. Paige.*

\* Seat vacated Jan. 1, 1850.

† Elected Jan. 21, 1850, but declined.

‡ Resigned May, 1849.

§ Elected June, 1849.

|| Resigned Jan., 1850.

¶ Elected Jan., 1850.

\*\* Resigned April, 1850.

†† Elected April, 1850.

1850.

*Mayor.*

SIDNEY WILLARD.

*Aldermen.*

Isaiah Bangs.  
 Edmund A. Chapman.  
 Calvin Dimick.  
 Lorenzo Marrett.  
 Stephen Smith.  
 George Stevens.

*Common Council.*SAMUEL P. HEYWOOD, *President.**Ward I.*

David S. Buck.  
 David B. Hadley.  
 George Meacham.  
 Charles T. Murdock.  
 William A. Saunders.

*Ward II.*

James Atwood.  
 Isaac Davis.  
 John Dudley.  
 William P. Fisk.  
 Samuel P. Heywood.  
 George C. Richardson.  
 Edwip Scudder.  
 Hosea Spencer.  
 Francis Wells.

*Ward III.*

Thomas P. Ayer.  
 Henry S. Hills.  
 Anson Hooker.  
 Andrew Jones.  
 Luther L. Parker.  
 Robert P. Tuten.

*Clerk,—Eben M. Dunbar.**City Clerk,—Lucius R. Paige.*

1851.

*Mayor.*

GEORGE STEVENS.

*Aldermen.*

Edmund A. Chapman.\*  
 Calvin Dimick.  
 John Hews.  
 Anson Hooker.  
 Richard C. Joseph.  
 Stephen Smith.  
 Abraham Edwards.†

*Common Council.*JOHN S. LADD, *President.**Ward I.*

David S. Buck.  
 David B. Hadley.  
 George Meacham.  
 Andrew S. Waitt.  
 Jonas Wyeth.

*Ward II.*

James Atwood.  
 Hiram Brooks.  
 Mason Davis.  
 Royal Douglass.  
 John Dudley.  
 Josiah Dana Hovey.  
 Zebina L. Raymond.‡  
 George C. Richardson.§  
 Franklin Sawyer, Jr.||  
 Hosea Spencer.  
 George T. Gale.¶

*Ward III.*

Thomas P. Ayer.  
 Edmund Boynton.  
 Andrew Jones.  
 John S. Ladd.  
 Luther L. Parker.  
 Robert P. Tuten.\*\*  
 Henry S. Hills.††  
*Clerk,—Eben M. Dunbar.*

*City Clerk,—Lucius R. Paige.*

\* Died Sept. 1, 1851.  
 † Elected Oct. 6, 1851.  
 ‡ Elected April 22, 1851.  
 § Resigned, April, 1851.  
 || Died Nov. 18, 1851.  
 ¶ Elected Dec. 15, 1851.  
 \*\* Died Sept. 7, 1851.  
 †† Elected Oct. 6, 1851.

1852.

*Mayor.*

GEORGE STEVENS.

*Aldermen.*

Thaddeus B. Bigelow.  
 Ambrose Chamberlain.  
 Abraham Edwards.  
 Anson Hooker.  
 Lorenzo Marrett.  
 Stephen Smith.

*Common Council.*JOHN SARGENT, *President.**Ward I.*

David S. Buck.  
 Isaac Cutler.  
 Ralph Day.  
 George Meacham.  
 Andrew S. Waitt.

*Ward II.*

Alvaro Blodgett.  
 John Dudley.  
 William P. Fisk.  
 George T. Gale.  
 Joseph A. Holmes.  
 Phineas B. Hovey, Jr.  
 Zebina L. Raymoud.  
 John Sargent.  
 Hosea Spencer.

*Ward III.*

Thomas P. Ayer.  
 Edmund Boynton.  
 Ozias Clark.  
 Joseph M. Doe.  
 George L. Mitchell.  
 William Stevens.

*Clerk,* — Eben M. Dunbar.*City Clerk,* — Lucius R. Paige.

1853.

*Mayor.*

JAMES D. GREEN.

*Aldermen.*

Ambrose Chamberlain.  
 John W. Donallan.  
 Abraham Edwards.  
 George W. Livermore.  
 George Meacham.  
 John Taylor.

*Common Council.*JOHN SARGENT, *President.**Ward I.*

Francis L. Batchelder.  
 John B. Cook.  
 Charles H. Saunders.  
 Oliver Tenney.  
 William Watriss.

*Ward II.*

Alanson Bigelow.  
 Alvaro Blodgett.  
 Daniel U. Chamberlin.  
 Lloyd Crossman.  
 William P. Fisk.  
 Joseph A. Holmes.  
 Phineas B. Hovey.  
 John Sargent.  
 George G. Ryder.

*Ward III.*

Barnabas Binney.  
 Ozias Clark.  
 George H. Davies.  
 Franklin Hall.  
 George L. Mitchell.  
 William Stevens.

*Clerk,* — Eben M. Dunbar.*City Clerk,* — Lucius R. Paige.

1854.

*Mayor.*

ABRAHAM EDWARDS.

*Aldermen.*

Henry M. Chamberlain.  
 Henry S. Hills.  
 George W. Livermore.  
 Linus A. Phillips.  
 William A. Saunders.  
 Stephen Smith.

*Common Council.*JOHN C. DODGE, *President.**Ward I.*

Francis L. Batchelder.  
 John B. Cook.  
 Charles H. Saunders.  
 Oliver Tenney.  
 William Watriss.

*Ward II.*

Alanson Bigelow.  
 Thaddeus B. Bigelow.  
 Alvaro Blodgett.  
 Daniel U. Chamberlin.  
 Lloyd Crossman.  
 John C. Dodge.  
 Rufus Lamson.  
 Benjamin F. Nourse.  
 George G. Ryder.

*Ward III.*

George H. Davies.  
 Franklin Hall.  
 O. H. P. Green.\*  
 William A. Munroe.  
 Henry Noyes.  
 Ebenezer T. Tufts.

*Clerk,— Henry Thayer.**City Clerk,— Lucius R. Paige.*

\* Died December 15.

1855.

*Mayor.*

ZEBINA L. RAYMOND.

*Aldermen.*

John B. Cook.  
 Isaac Cutler.  
 John Dudley.  
 James W. Gates.  
 Joseph R. Knight.  
 George Stevens.

*Common Council.*ALANSON BIGELOW, *President.**Ward I.*

Almon Abbott.  
 Philip Nutting.  
 George G. Rice.\*  
 George S. Saunders.  
 Nathaniel N. Stickney.

*Ward II.*

Alanson Bigelow.  
 Daniel S. Brown.  
 Luther Crane.  
 Isaac Davis.  
 John Holman.  
 James G. Hovey.  
 Daniel Kelley.  
 Rufus Lamson.  
 Jacob S. Merrill.

*Ward III.*

John Gage.  
 Augustus P. Griffing.  
 William Hunnewell.  
 Henry Noyes.  
 Joel Robinson.  
 Ebenezer T. Tufts.

*Clerk,— Henry Thayer.† Anson J. Stone.‡**City Clerk,— Lucius R. Paige.§ Henry Thayer.||*

\* Elected in place of Ralph Day, declined.

† Resigned October 1.

‡ Elected October 1.

§ Resigned October 1.

|| Elected October 1.

1860.

*Mayor.*

JAMES D. GREEN.

*Aldermen.*

John B. Atwill.  
 Josiah Burrage.  
 Francis L. Chapman.  
 Alexander Dickinson.  
 David Ellis.  
 Lewis Hall.  
 James P. Richardson.  
 Samuel Slocomb.  
 Albert Vinal.  
 Andrew S. Waite.

*Common Council.*HAMLIN R. HARDING, *President.**Ward I.*

Marshall T. Bigelow.  
 Charles T. Russell.  
 Albert Stevens.

*Ward II.*

Eben M. Dunbar.  
 Hamlin R. Harding.  
 James Mellen.  
 Joseph V. Wellington.  
 Jonas C. Wellington.

*Ward III.*

Watson B. Hastings.  
 Anson P. Hooker.  
 James Jelly.  
 John H. Leighton.  
 Nathan K. Noble.  
 Israel Tibbetts.

*Ward IV.*

George L. Cade.  
 Henry M. Chamberlain.  
 John Livermore.  
 John C. Farnham.

*Ward V.*

Henry Lamson.  
 Josiah Porter.  
*Clerk*,— James M. Chase.

*City Clerk*,— Justin A. Jacobs.

1861.

*Mayor.*

JAMES D. GREEN.\*  
 CHARLES THEO. RUSSELL.†

*Aldermen.*

Levi L. Cushing, Jr.  
 Curtis Davis.  
 Amory Houghton.  
 Henry Lamson.  
 Charles H. Saunders.  
 Samuel Slocomb.  
 Albert Stevens.  
 James H. Thayer.  
 Israel Tibbetts.  
 Albert Vinal.

*Common Council.*HAMLIN R. HARDING, *President.**Ward I.*

John S. Bates.  
 William Gibson.  
 Nathaniel D. Sawin.

*Ward II.*

Hamlin R. Harding.  
 William F. Knowles.  
 James Mellen.  
 J. Warren Merrill.  
 Jonas C. Wellington.

*Ward III.*

John A. Ellis.  
 Eben Fogg.  
 Anson P. Hooker.  
 James Jelly.  
 Jared Shepard.  
 Henry Whitney.

*Ward IV.*

Henry M. Chamberlain.  
 John C. Farnham.  
 Isaac C. Holmes.  
 John S. Pollard.

*Ward V.*

Russell S. Edwards.  
 Josiah Porter.  
*Clerk*,— James M. Chase.

*City Clerk*,— Justin A. Jacobs.

\* Resigned July, 1861.

† Elected July 24, 1861.

1862.

*Mayor.*

CHARLES THEO. RUSSELL.

*Aldermen.*

Levi L. Cushing, Jr.  
Curtis Davis.  
Amory Houghton.  
Hosea Jewell.  
Henry Lamson.  
J. Warren Merrill.  
Charles H. Saunders.  
James H. Thayer.  
Israel Tibbetts.  
Henry Whitney.

*Common Council.*JARED SHEPARD, *President*.\*KNOWLTON S. CHAFFEE, *President*.†*Ward I.*

John S. Bates.  
William Gibson.  
Nathaniel D. Sawin.

*Ward II.*

Hosea Clark.  
Eben M. Dunbar.  
Samuel W. Dudley.  
William F. Knowles.  
George B. Lothrop.

*Ward III.*

Knowlton S. Chaffee.  
P. Stearns Davis.  
Ebenezer Fogg.  
Edward B. P. Kinsley.  
Jared Shepard.  
Joseph H. Tyler.

*Ward IV.*

George P. Carter.  
Isaac C. Holmes.  
John S. Pollard.  
James P. Richardson.

*Ward V.*

Russell S. Edwards.  
John Wilder.  
*Clerk*,— Joseph G. Holt.

*City Clerk*,— Justin A. Jacobs.

1863.

*Mayor.*

GEORGE C. RICHARDSON.

*Aldermen.*

Samuel W. Dudley.  
George H. Folger.  
Samuel James.  
Hosea Jewell.\*  
Henry Lamson.  
John Livermore.†  
Ezra Parmenter.  
John P. Putnam.  
Albert Stevens.  
James H. Thayer.  
Israel Tibbetts.

*Common Council.*GEORGE S. SAUNDERS, *President*.*Ward I.*

Francis C. Foster.  
George S. Saunders.  
Fordyce M. Stimson.

*Ward II.*

Sumner Albee.  
George B. Lothrop.  
Mason Davis.  
Joseph Newmarch.  
George G. Ryder.

*Ward III.*

Nathaniel P. Brooks.  
Knowlton S. Chaffee.  
Ebenezer Fogg.  
James Jelly.  
James M. Price.  
Joseph H. Tyler.

*Ward IV.*

George P. Carter.  
George E. Richardson.  
Amos C. Sanborn.  
James M. Thresher.

*Ward V.*

John B. Cook.  
Henry C. Rand.  
*Clerk*,— Joseph G. Holt.

*City Clerk*,— Justin A. Jacobs.

\* Resigned Sept. 17, 1862.  
† Elected Sept. 24, 1862.

\* Died February, 1863.  
† Elected March 2, in place of Jewell deceased.



1864.

*Mayor.*

ZEBINA L. RAYMOND.

*Aldermen.*

George P. Carter.  
 Francis L. Chapman.\*  
 Charles F. Choate.  
 Samuel W. Dudley.  
 George H. Folger.  
 John Livermore.  
 Arthur Merrill.  
 James R. Morse.  
 Ezra Parmenter.  
 Fordyce M. Stimson.†  
 Joseph H. Tyler.

*Common Council.*GEORGE S. SAUNDERS, *President.**Ward I.*

Francis C. Foster.  
 George S. Saunders.  
 James H. Wyeth.

*Ward II.*

Sumner Albee.  
 Mason Davis.  
 George B. Lothrop.  
 John S. March.  
 George G. Ryder.

*Ward III.*

William Brine.  
 Nathaniel P. Brooks.  
 William Dailey.  
 Samuel H. Folsom.  
 James M. Price.  
 Charles B. Stevens.

*Ward IV.*

George L. Cade.  
 George E. Richardson.  
 Amos C. Sanborn.  
 John S. Sawyer.

*Ward V.*

William Hutchins.  
 Henry C. Rand.

Clerk, — Joseph G. Holt.

City Clerk, — Justin A. Jacobs.

\*Elected April, 1864, in place of F. M. Stimson, resigned.

†Resigned March 23, 1864.

1865.

*Mayor.*

J. WARREN MERRILL.

*Aldermen.*

George P. Carter.  
 Francis L. Chapman.  
 Charles F. Choate.  
 Samuel W. Dudley.  
 John Livermore.  
 George B. Lothrop.  
 Alpheus Mead.  
 James M. Price.  
 John L. Sands.  
 Joseph H. Tyler.

*Common Council.*JOHN S. MARCH, *President.**Ward I.*

Nathan G. Gooch.  
 Arthur Merrill.  
 James H. Wyeth.

*Ward II.*

Sumner Albee.  
 Robert O. Fuller.  
 John S. March.  
 Aaron H. Safford.  
 Augustus Towne.

*Ward III.*

Walter S. Blanchard.  
 William Brine.  
 Nathaniel P. Brooks.  
 William Dailey.  
 Charles B. Stevens.  
 John M. Tyler.

*Ward IV.*

Samuel C. Knights.  
 Amos C. Sanborn.  
 John S. Sawyer.  
 Joseph Whittemore.

*Ward V.*

Phineas Parker.  
 Bradley C. Whitcher.  
 Clerk, — Joseph G. Holt.

City Clerk, — Justin A. Jacobs.

**1866.***Mayor.***J. WARREN MERRILL.***Aldermen.*

Sumner Albee.  
 Francis L. Chapman.  
 Charles F. Choate.  
 George B. Lothrop.  
 Alpheus Mead.  
 John N. Meriam.  
 Asa P. Morse.  
 Ezra Parmenter.  
 John L. Sands.  
 John M. Tyler.

*Common Council.***JOHN S. MARCH, President.***Ward I.*

Charles W. Eliot.  
 Nathan G. Gooch.  
 Arthur Merrill.

*Ward II.*

Charles A. Fiske.  
 Robert O. Fuller.  
 John S. March.  
 Aaron H. Safford.  
 Augustus Towne.

*Ward III.*

Nathaniel P. Brooks.  
 William Dailey.  
 Lewis B. Guyer.  
 Chas. J. McIntire.  
 Nathan K. Noble.  
 Benjamin R. Rand.

*Ward IV.*

Samuel C. Knights.  
 William H. Lounsbury.  
 John McDuffie.  
 Joseph Whittemore.

*Ward V.*

Phineas Parker.  
 Samuel F. Woodbridge.  
*Clerk,—* Joseph G. Holt.

*City Clerk,—* Justin A. Jacobs.**1867.***Mayor.***EZRA PARMENTER.***Aldermen.*

Samuel W. Dudley.  
 William Gibson.  
 Watson B. Hastings.  
 John N. Meriam.  
 William Page.  
 Samuel B. Rindge.  
 William A. Saunders.  
 John M. Tyler.  
 Samuel F. Woodbridge.  
 William Wright.

*Common Council.***MARSHALL T. BIGELOW, President.***Ward I.*

Marshall T. Bigelow.  
 Samuel Snow.  
 Charles F. Walcott.

*Ward II.*

Alvaro Blodgett.  
 William R. Hurlbut.  
 Lucien S. Learned.  
 Elijah H. Luke.  
 William J. Marvin.

*Ward III.*

Knowlton S. Chaffee.  
 Jeremiah W. Coveney.  
 Charles J. McIntire.  
 Benjamin R. Rand.  
 Atherton H. Stevens, Jr.  
 Israel Tibbetts.

*Ward IV.*

Joseph Child, Jr.  
 John McDuffie.  
 George E. Ryder.  
 James H. Sparrow.

*Ward V.*

Horatio Locke.  
 Jabez A. Sawyer.  
*Clerk,—* Joseph G. Holt.

*City Clerk,—* Justin A. Jacobs.

1868.

*Mayor.*

CHARLES H. SAUNDERS.

*Aldermen.*

Marshall T. Bigelow.  
 Daniel U. Chamberlin.  
 Watson B. Hastings.  
 U. Tracy Howe.  
 John S. March.  
 William Page.  
 Samuel B. Rindge.  
 Jabez A. Sawyer.  
 Daniel B. Sortwell.  
 Samuel F. Woodbridge.

*Common Council.*

KNOWLTON S. CHAFFEE, *President*.  
 HENRY W. MUZZEY, *President*.†

*Ward I.*

Charles C. Clapp.  
 Henry W. Muzzey.  
 Samuel Snow.  
 Charles F. Walcott.

*Ward II.*

Alvaro Blodgett.  
 Lucien S. Learned.  
 Elijah H. Luke.  
 William J. Marvin.  
 James Mellen.

*Ward III.*

Knowlton S. Chaffee.‡  
 Jeremiah W. Coveney.  
 John W. Hammond.  
 Benjamin J. McCormic.  
 George W. T. Riley.  
 Frank D. Wheeler.§

*Ward IV.*

Joseph Child, Jr.  
 Leander Greely.  
 Henry O. Houghton.  
 James H. Sparrow.

*Ward V.*

Noah M. Cofran.  
 Horatio Locke.  
 Clerk,— J. Warren Cotton.

City Clerk,— Justin A. Jacobs.

\* Resigned.

† Elected in place of Chaffee, resigned.

‡ Vacated in favor of Frank D. Wheeler, contestant.

§ Contestant of seat of K. S. Chaffee.

1869.

*Mayor.*

CHARLES H. SAUNDERS

*Aldermen.*

Jeremiah W. Coveney.  
 Henry O. Houghton.  
 John S. March.  
 William J. Marvin.  
 Alpheus Mead.  
 George W. Park.  
 Daniel R. Sortwell.  
 James H. Sparrow.  
 Charles F. Walcott.  
 William Wright.

*Common Council.*HENRY W. MUZZEY, *President*.*Ward I.*

Charles C. Clapp.  
 Orrin Hall.  
 Henry W. Muzzey.  
 Samuel K. Williams, Jr.

*Ward II.*

Samuel P. Adams,  
 Alvaro Blodgett.  
 Joseph H. Converse.  
 James H. Hall.  
 Daniel H. Thurston.

*Ward III.*

George R. Brine.  
 Watson B. Hastings.  
 William G. Hill.  
 Benjamin J. McCormic.  
 John McSorley.

*Ward IV.*

Leander Greely.  
 James Richardson.  
 Gustavus A. Smart.  
 Seymour B. Snow.

*Ward V.*

Noah M. Cofran.  
 George W. Homer.

Clerk,— J. Warren Cotton.

City Clerk,— Justin A. Jacobs.

1870.

*Mayor.*

HAMLIN R. HARDING.

*Aldermen.*

Daniel U. Chamberlin.  
 Jeremiah W. Coveney.  
 D. Gilbert Dexter.  
 Lewis B. Guyer.  
 John S. March.  
 George W. Park.  
 Horatio G. Parker.  
 Aaron H. Safford.  
 Amos C. Sanborn.  
 James H. Sparrow.

*Common Council.*JOSEPH H. CONVERSE, *President.**Ward I.*

Isaac Bradford.  
 Thomas G. Lally.  
 Samuel K. Williams, Jr.  
 John Wilson.

*Ward II.*

Samuel P. Adams.  
 J. Milton Clark.  
 Joseph H. Converse.  
 Thomas Devens.  
 James H. Hall.

*Ward III.*

George R. Brine.  
 Augustus W. Fix.  
 William G. Hill.  
 Robert L. Sawin.  
 John McSorley.

*Ward IV.*

Leander Greely.  
 James Richardson.  
 Gustavus A. Smart.  
 Seymour B. Snow.

*Ward V.*

Francis M. Mason.  
 Robert Stewart.

*Clerk,—J. Warren Cotton.**City Clerk,—Justin A. Jacobs.*

1871.

*Mayor.*

HAMLIN R. HARDING.

*Aldermen.*

D. Gilbert Dexter.  
 Lewis B. Guyer.  
 James H. Hall.  
 Charles L. Harding.  
 John Holman.  
 Joseph A. Holmes.  
 Edward Kendall.  
 Horatio G. Parker.  
 Robert L. Sawin.  
 William L. Whitney.

*Common Council.*JOSEPH H. CONVERSE, *President.**Ward I.*

Joshua G. Gooch.  
 Samuel Snow.  
 Francis H. Whitman.  
 John Wilson.

*Ward II.*

Alvaro Blodgett.  
 Joseph H. Converse.  
 James E. Hall.  
 Charles R. Patch.  
 James A. Woolson.

*Ward III.*

Knowlton S. Chaffee.  
 Joseph Cogan.  
 William L. Lockhart.  
 John McSorley.  
 Ezra Parmenter.  
 Warren G. Roby.\*  
 John H. Swiney.†

*Ward IV.*

Augustus P. Clarke.  
 Darius Cobb.  
 Levi Hawkes.  
 James Richardson.

*Ward V.*

Francis M. Mason.  
 Alonzo R. Smith.

*Clerk,—J. Warren Cotton.**City Clerk,—Justin A. Jacobs.*

\* Elected July 1, in place of E. Parmenter,  
 resigned.

† Elected May 15, in place of W. L. Lockhart,  
 resigned.

**1872.***Mayor.***HENRY O. HOUGHTON.***Aldermen.*

William Caldwell.  
 Charles L. Harding.  
 Joseph A. Holmes.  
 Edward Kendall.  
 Chandler R. Ransom.  
 Samuel Snow.  
 Daniel R. Sortwell.  
 William L. Whitney.  
 Jason Winnett.  
 Samuel F. Woodbridge.

*Common Council.***ALVARO BLODGETT, President.***Ward I.*

Joshua G. Gooch.  
 Thomas S. Huckins.  
 Thomas L. Smith.  
 Francis H. Whitman.

*Ward II.*

Alvaro Blodgett.  
 James E. Hall.  
 Joseph G. Holt.  
 Harrison W. Huguley.  
 Charles R. Patch.

*Ward III.*

Knowlton S. Chaffee.  
 Joseph Cogan.  
 George B. Hamlin.  
 John H. Swiney.  
 Joseph A. Wellington.

*Ward IV.*

Levi Hawkes.  
 Isaac C. Holmes.  
 John L. Porter.  
 John Stone.

*Ward V.*

Sumner J. Brooks.  
 Francis Ivers.

*Clerk,— J. Warren Cotton.**City Clerk,— Justin A. Jacobs.***1873.***Mayor.***ISAAC BRADFORD.***Aldermen.*

George R. Brine.  
 James H. Collins.  
 Curtis Davis.  
 Hamlin R. Harding.  
 Edward Kendall.  
 Isaac S. Morse,  
 Robert L. Sawin.  
 Samuel Snow.  
 Daniel H. Thurston.  
 Samuel F. Woodbridge.

*Common Council.***ALVARO BLODGETT, President.***Ward I.*

Frank Corcoran.  
 Charles C. Read.  
 Frank D. Wheeler.  
 Francis H. Whitman.

*Ward II.*

Alvaro Blodgett.  
 J. Milton Clark.  
 James C. Davis.\*  
 G. C. W. Fuller.  
 Samuel L. Montague.  
 Edward H. Norton.

*Ward III.*

John Clary.  
 Thomas Grieves.  
 George H. Howard.  
 John F. Hudson.  
 John McSorley.

*Ward IV.*

Augustus P. Clarke.  
 Leander M. Hannum.  
 John Stone.  
 Richard F. Tobin.

*Ward V.*

Francis Ivers.  
 George F. Piper.

*Clerk,— J. Warren Cotton.**City Clerk,— Justin A. Jacobs.*

\* Chosen in place of J. Milton Clark, resigned.

1874.

*Mayor.*

ISAAC BRADFORD.

*Aldermen.*

Horace O. Bright.  
 Augustus P. Clarke.  
 James H. Collins.  
 James C. Davis.  
 Leander M. Hannum.  
 Theodore C. Hurd.  
 Francis Ivers.  
 John McSorley.  
 Francis H. Whitman.  
 William L. Whitney.

*Common Council.*GEORGE F. PIPER, *President.**Ward I.*

Frank Corcoran.  
 Charles C. Read.  
 John T. G. Nichols.  
 Frank D. Wheeler.

*Ward II.*

John J. Fatal.  
 Thomas A. Graham.  
 James Mellen, Jr.  
 Samuel L. Montague.  
 Edward H. Norton.

*Ward III.*

John Clary.  
 Alexander Frazier.  
 George H. Howard.  
 Joseph J. Kelly.  
 Charles Quinn.

*Ward IV.*

Thomas H. Emerson.  
 Charles Laurie.  
 Edmund Reardon.  
 Sulvilyer H. Sanborn.

*Ward V.*

John J. Henderson.  
 George F. Piper.

*Clerk,— J. Warren Cotton.**City Clerk,— Justin A. Jacobs.*

1875.

*Mayor.*

ISAAC BRADFORD.

*Aldermen.*

Walter S. Blanchard.  
 Benjamin F. Davies.  
 Russell S. Edwards.  
 Leander Greely.  
 Leander M. Hannum.  
 George H. Howard.  
 John H. Leighton.  
 Samuel L. Montague.  
 Jonas C. Wellington.  
 William L. Whitney.

*Common Council.*GEORGE F. PIPER, *President.**Ward I.*

Lemuel Kempton.  
 Charles Moore.  
 John T. G. Nichols.  
 Walter S. Swan.

*Ward II.*

Henry D. Forbes.  
 Thomas A. Graham.  
 David Heffernan.  
 James Mellen, Jr.  
 Hibbard P. Ross.

*Ward III.*

John Clary.  
 William E. Doyle.  
 Alexander Frazier.  
 Joseph J. Kelly.  
 Charles Quinn.

*Ward IV.*

Frank A. Allen.  
 Edmund Reardon.  
 Sulvilyer H. Sanborn.  
 John Stone.

*Ward V.*

Jeremiah Murphy.  
 George F. Piper.

*Clerk,— J. Warren Cotton.**City Clerk,— Justin A. Jacobs.*

1876.

*Mayor.*

ISAAC BRADFORD.

*Aldermen.*

Leander Greely.  
 George H. Howard.  
 John H. Leighton.  
 Samuel L. Montague.  
 George F. Piper.  
 Edmund Reardon.  
 Sulvilyer H. Sanborn.  
 Walter S. Swan.  
 Daniel H. Thurston.  
 William Wright.

*Common Council.*FRANK A. ALLEN, *President.**Ward I.*

Joseph H. Bancroft.  
 Archibald M. Howe.  
 Charles Moore.  
 William Poland.

*Ward II.*

Henry D. Forbes.  
 Franklin Gay.  
 Isaac A. Nay.\*  
 Perez G. Porter.  
 Silas Rhoades.  
 Benjamin R. Tilton.

*Ward III.*

Knowlton S. Chaffee.  
 John Clary.  
 James F. Davlin.  
 William E. Doyle.  
 Daniel B. Shaughnessy.

*Ward IV.*

Frank A. Allen.  
 William E. Andrews.  
 Benjamin Dow.†  
 George W. Rawson.  
 Seymour B. Snow.

*Ward V.*

Jeremiah Murphy.  
 George F. Whiting.  
*Clerk,—J. Warren Cotton.*

*City Clerk,—Justin A. Jacobs.*

1877.

*Mayor.*

FRANK A. ALLEN.

*Aldermen.*

John Clary.  
 Russell S. Edwards.  
 James A. Fox.  
 Charles J. McIntire.  
 Charles W. Munroe.  
 George F. Piper.  
 Edmund Reardon.  
 Martin L. Smith.  
 Walter S. Swan.  
 Daniel H. Thurston.

*Common Council.*PEREZ G. PORTER, *President.**Ward I.*

Woodward Emery.  
 Archibald M. Howe.  
 William Poland.  
 James H. Snow.

*Ward II.*

Samuel Noyes, Jr.  
 Perez G. Porter.  
 Silas Rhoades.  
 Joseph W. Smith.  
 Edward P. Tucker.

*Ward III.*

Joseph Cogan.  
 Henry A. Doherty.  
 John McSorley.  
 John T. Scully.  
 Daniel B. Shaughnessy.

*Ward IV.*

George W. Rawson.  
 Z. H. Thomas, Jr.  
 Nathan Underwood.  
 Edward H. Whitney.

*Ward V.*

Henry K. Parsons.  
 George F. Whiting.

*Clerk,—J. Warren Cotton.**City Clerk,—Justin A. Jacobs.*

\* Elected March 14, 1876, in place of Franklin Gay, deceased.

† Elected March 14, 1876, in place of William E. Andrews, resigned.

1878.

*Mayor.*

SAMUEL L. MONTAGUE.

*Aldermen.*

Edwin H. Blake.  
 Benjamin F. Davies.  
 Russell S. Edwards.  
 James A. Fox.  
 Joshua G. Gooch.  
 Edward Kendall.  
 Martin L. Smith.  
 Simeon Snow.  
 George F. Whiting.  
 Aaron R. Willey.

*Common Council.*GEORGE S. SAUNDERS, *President.**Ward I.*

Woodward Emery.  
 Nathan G. Gooch.  
 George S. Saunders.  
 James F. Wilkinson.

*Ward II.*

George W. Goodnow.  
 Rufus Lamson.  
 Isaac A. Nay.  
 Samuel Noyes, Jr.,  
 Silas Rhoades.  
 Joseph W. Smith.

*Ward III.*

John Clary.  
 James F. Davlin.  
 William E. Doyle.  
 John McSorley.

*Ward IV.*

William H. Dodge.  
 Charles E. Hancock.  
 Edward T. Nichols.  
 Nathan Underwood.

*Ward V.*

Michael Corcoran.  
 Henry D. Yerxa.

*Clerk,— J. Warren Cotton.*

*City Clerk,— Justin A. Jacobs.*  
*Assistant City Clerk,—Walter W. Pike.*

1879.

*Mayor.*

SAMUEL L. MONTAGUE.

*Aldermen.*

Edwin H. Blake.  
 George D. Chamberlain.  
 Benjamin F. Davies.  
 Joshua G. Gooch.  
 James M. W. Hall.  
 Moses G. Howe.  
 Martin L. Smith.  
 Simeon Snow.  
 William H. Whitney.  
 Samuel F. Woodbridge.

*Common Council.*GEORGE S. SAUNDERS, *President.**Ward I.*

Nathan G. Gooch.  
 David J. Hill.  
 George S. Saunders.  
 James F. Wilkinson.

*Ward II.*

Henry H. Gilmore.  
 George W. Goodnow.  
 Joseph W. Smith.  
 Rufus Lamson.\*  
 Isaac A. Nay.  
 Harry B. Winnett.

*Ward III.*

John Conlan.  
 William E. Doyle.  
 Samuel S. Hamill.  
 Alvin F. Sortwell.

*Ward IV.*

William H. Dodge.  
 Ewen R. McPherson.  
 Edward T. Nichols.  
 Charles Walker.

*Ward V.*

Michael Corcoran.  
 Henry K. Parsons.

*Clerk,— J. Warren Cotton.*

*City Clerk,— Justin A. Jacobs.*  
*Assistant City Clerk,—Walter W. Pike.*

\*Died, July, 1879.



1880.

*Mayor.*

JAMES M. W. HALL.

*Aldermen.*

George R. Brine.  
 George D. Chamberlain.  
 Francis L. Chapman.  
 Michael Corcoran.  
 Benjamin F. Davies.  
 Henry H. Gilmore.  
 Nathan G. Gooch.  
 Moses G. Howe.  
 Edward T. Nichols.  
 Daniel R. Sortwell.

*Common Council.*CHARLES WALKER, *President.**Ward I.*

William B. Durant.  
 William A. Hayes.  
 James M. Hilton.  
 John Read.

*Ward II.*

Cornelius G. H. Bennink.  
 George C. Bent.  
 George A. Davis.  
 George W. Goodnow.  
 Frederick H. Holton.  
 Isaac A. Nay.

*Ward III.*

Samuel W. Bailey.  
 John Conlan.  
 John L. Fahy.  
 Samuel S. Hamill.

*Ward IV.*

William H. Dodge.  
 Alfred Fitzpatrick.  
 William L. Lathrop.  
 Charles Walker.

*Ward V.*

Sanford H. Dudley.  
 Henry K. Parsons.

Clerk,—J. Warren Cotton.

*City Clerk*,—Justin A. Jacobs.  
*Assistant City Clerk*,—Walter W. Pike.

1881.

*Mayor.*

JAMES A. FOX.

*Aldermen.*

Newell Chamberlain.  
 Francis L. Chapman.  
 Michael Corcoran.  
 William E. Doyle.  
 Henry H. Gilmore.  
 Nathan G. Gooch.  
 George W. Goodnow.  
 Edward T. Nichols.  
 Solomon S. Sleeper.  
 Daniel R. Sortwell.

*Common Council.*CHARLES WALKER, *President.**Ward I.*

William B. Durant.  
 William A. Hayes.  
 James M. Hilton.  
 John Read.

*Ward II.*

Cornelius G. H. Bennink.  
 George C. Bent.  
 George A. Davis.  
 Lucas B. Grover.  
 Fred. H. Holton.  
 John E. Stephenson.

*Ward III.*

Stephen Anderson.  
 John Clary.  
 James E. Doyle.  
 George H. Howard.

*Ward IV.*

Charles W. Henderson.  
 William L. Lathrop.  
 Albert Norris.  
 Charles Walker.

*Ward V.*

George A. Allison.  
 Peter Neligan.

Clerk,—J. Warren Cotton.

*City Clerk*,—Justin A. Jacobs.  
*Assistant City Clerk*,—Walter W. Pike.

1882.

*Mayor.*

JAMES A. FOX.

*Aldermen.*

Newell Chamberlain.  
 Michael Corcoran.  
 George A. Davis.  
 William E. Doyle.  
 John W. Fairbanks.  
 Nathan G. Gooch.  
 Lucas B. Grover.  
 Edward T. Nichols.  
 John Read.  
 Solomon S. Sleeper.

*Common Council.*GEORGE H. HOWARD, *President.**Ward I.*

William A. Bancroft.  
 Arthur E. Jones.  
 Samuel W. McDaniel.  
 William B. Russell.

*Ward II.*

Cornelius G. H. Bennink.  
 George C. Bent.  
 Josiah H. Cobb.  
 Fred. H. Holton.  
 Nathan C. Lombard.  
 John E. Stephenson.

*Ward III.*

Stephen Anderson.  
 John Clary.  
 James E. Doyle.  
 George H. Howard.

*Ward IV.*

Charles W. Henderson.  
 Isaac S. Pear.  
 John G. Thorogood.  
 James H. Wells.

*Ward V.*

George A. Allison.  
 Peter Neligan.

Clerk,—J. Warren Cotton.

*City Clerk*,—Justin A. Jacobs.  
*Assistant City Clerk*,—Walter W. Pike.

1883.

*Mayor.*

JAMES A. FOX.

*Aldermen.*

Stephen Anderson.  
 Charles A. Austin.  
 Charles Bullock.  
 John Clary.  
 Joseph Cogan.  
 George A. Davis.  
 George W. Gale.  
 John Read.  
 William E. Russell.  
 Solomon S. Sleeper.

*Common Council.*GEORGE H. HOWARD, *President.**Ward I.*

William F. Bradbury.  
 David F. Burns.  
 Arthur E. Jones.  
 Samuel W. McDaniel.

*Ward II.*

Cornelius G. H. Bennink.  
 George C. Bent.  
 George Close.  
 William C. Lane.  
 P. Allen Lindsey.  
 Nathan C. Lombard.

*Ward III.*

James E. Doyle.  
 George H. Howard.  
 John P. McCormick.  
 William T. Neilon.

*Ward IV.*

Charles W. Henderson.  
 Malcolm E. Rideout.  
 John G. Thorogood.  
 James H. Wells.

*Ward V.*

Charles L. Fuller.  
 Timothy McCarthy.

Clerk,—Walter W. Pike.

*City Clerk*,—Justin A. Jacobs.  
*Assistant City Clerk*,—Walter W. Pike.

1884.

*Mayor.*

JAMES A. FOX.

*Aldermen.*

Alpheus B. Alger.  
 Stephen Anderson.  
 Joseph Cogan.  
 George W. Gale.  
 P. Allen Lindsey.  
 Nathan C. Lombard.  
 Samuel W. McDaniel.  
 Malcolm E. Rideout.  
 William E. Russell.  
 Solomon S. Sleeper.

*Common Council.*GEORGE H. HOWARD, *President**Ward I.*

William F. Bradbury.  
 David F. Burns.  
 Charles S. Hanks.  
 Warren Ivers.

*Ward II.*

Cornelius G. H. Bennink.  
 Horace E. Clayton.  
 William C. Lane.  
 John J. Loan.  
 William Milligan.  
 Patrick J. White.

*Ward III.*

James E. Doyle.  
 George H. Howard.  
 John P. McCormick.  
 William T. Neilon.

*Ward IV.*

Edgar R. Champlin.  
 Charles W. Henderson.  
 John Locke.  
 Elbridge G. Stevens.

*Ward V.*

Timothy McCarthy.  
 George A. Sawyer.  
 Clerk,—Walter W. Pike.

*City Clerk*,—Justin A. Jacobs.  
*Assistant City Clerk*,—Walter W. Pike.

1885.

*Mayor.*

WILLIAM E. RUSSELL.

*Aldermen.*

George A. Allison.  
 George Close.  
 Joseph Cogan.  
 Edward R. Cogswell.  
 Charles W. Henderson.  
 Joseph J. Kelley.  
 Nathan C. Lombard.  
 Isaac S. Pear.  
 Malcolm E. Rideout.  
 Solomon S. Sleeper.

*Common Council.*CORNELIUS G. H. BENNINK, *President*.*Ward I.*

Edward J. Coolidge.  
 Warren Ivers.  
 Michael F. McGrath.  
 George A. Thurston, Jr.

*Ward II.*

Cornelius H. Bennink.  
 Edgar R. Champlin.  
 Colin Chisholm.  
 Horace G. Kemp.  
 William Milligan.  
 Alvin F. Sortwell.

*Ward III.*

Thomas Conroy.  
 James E. Doyle.  
 Frank Fitzpatrick.  
 William T. Neilon.

*Ward IV.*

Joseph A. Ball.  
 John H. Corcoran.  
 John Locke.  
 Elbridge G. Stevens.

*Ward V.*

Daniel J. Hayes.  
 Orrin E. Sands.  
 Clerk,—Walter W. Pike.

*City Clerk*,—Justin A. Jacobs.  
*Assistant City Clerk*,—Walter W. Pike.

1886.

*Mayor.*

WILLIAM E. RUSSELL.

*Aldermen.*

George A. Allison.  
 George Close.  
 Joseph Cogan.  
 Edward R. Cogswell.  
 Charles W. Henderson.  
 Edward W. Hincks.  
 Joseph J. Kelley.  
 P. Allen Lindsey.  
 Nathan C. Lombard.  
 Isaac S. Pear.

*Common Council.*JOHN H. CORCORAN, *President.**Ward I.*

Edward J. Coolidge.  
 Warren Ivers.  
 Michael F. McGrath.  
 George A. Thurston, Jr.

*Ward II.*

Edgar R. Champlin.  
 Colin Chisholm.  
 Horace G. Kemp.  
 George H. Ryther.  
 Alvin F. Sortwell.  
 Frank H. Teele.

*Ward III.*

John W. Coveney.  
 Patrick H. DeCoursey.  
 Frank Fitzpatrick.  
 Matthew J. Mundy.

*Ward IV.*

Joseph A. Ball.  
 John H. Corcoran.  
 Daniel E. Frasier.  
 Joseph S. Stearns.

*Ward V.*

William E. Hutchins.  
 William J. O'Neill.  
*Clerk,—*Walter W. Pike.

*City Clerk,—*Justin A. Jacobs.  
*Assistant City Clerk,—*Walter W. Pike.

1887.

*Mayor.*

WILLIAM E. RUSSELL.

*Aldermen.*

Joseph A. Ball.  
 Edward R. Cogswell.  
 John W. Coveney.  
 Daniel E. Frasier.  
 Edward W. Hincks.  
 Fred H. Holton.  
 William E. Hutchins.  
 Joseph J. Kelley.  
 P. Allen Lindsey.  
 Charles F. Stratton.

*Common Council.*JOHN H. CORCORAN, *President.**Ward I.*

William H. Eveleth.  
 Warren Ivers.  
 James McDonnell.  
 Alexander Millan.

*Ward II.*

Oliver H. Durrell.  
 Thomas Houllahan.  
 James H. McPeck.  
 Alvin F. Sortwell.  
 Frank H. Teele.

*Ward III.*

Patrick J. Callahan.  
 Patrick H. Decourcey.  
 Frank Fitzpatrick.  
 William S. Shannon.

*Ward IV.*

Edward A. Bingham.  
 John H. Corcoran.  
 Franklin W. Haynes.  
 Weston W. Walker.  
 Charles Waugh.

*Ward V.*

Chester F. Sanger.  
 James E. Tracy.  
*Clerk,—*Edward N. Manning.

*City Clerk,—*Walter W. Pike.  
*Assistant City Clerk,—*Edward J. Brandon.

1888.

*Mayor.*

WILLIAM E. RUSSELL.

*Aldermen.*EDWARD W. HINCKS, *President.*

John H. Corcoran.  
 Henry A. Doherty.  
 Daniel E. Frasier.  
 Edward W. Hincks.  
 P. Allen Lindsey.  
 Alexander Millan.  
 William T. Neilon.  
 Charles F. Stratton.  
 Solomon S. Sleeper.  
 Frank H. Teele.

*Common Council.*ALVIN F. SORTWELL, *President.**Ward I.*

George E. Carter.  
 William H. Eveleth.  
 John H. H. McNamee.  
 William T. Piper.

*Ward II.*

Elmer H. Bright.  
 Thomas Houllahan.  
 James H. McPeck.  
 Alvin F. Sortwell.  
 Edward C. Wheeler.

*Ward III.*

James F. Aylward.  
 Patrick J. Callahan.  
 John S. Clary.  
 William S. Shannon.

*Ward IV.*

Edward A. Bingham.  
 Franklin W. Haynes.  
 Walter H. Murdock.  
 Charles F. Sanborn.  
 Charles Waugh.

*Ward V.*

Freeman Hunt.  
 John E. Parry.

Clerk,—Edward N. Manning.

*City Clerk*,—Walter W. Pike.*Assistant City Clerk*,—Edward J. Brandon.

1889.

*Mayor.*

HENRY H. GILMORE.

*Aldermen.*JOHN H. CORCORAN, *President.*

James F. Aylward.  
 John H. Corcoran.  
 Daniel E. Frasier.  
 Charles L. Fuller.  
 Gustavus Goepper.  
 Alexander Millan.  
 William T. Neilon.  
 John E. Parry.  
 Alvin F. Sortwell.  
 Frank H. Teele.

*Common Council.*EDWARD A. BINGHAM, *President.**Ward I.*

George E. Carter.  
 James Grant.  
 John T. Phelan.  
 William T. Piper.

*Ward II.*

Elmer H. Bright.  
 Thomas Houllahan.  
 Daniel F. Kennedy.  
 Andrew J. Rady.  
 Edward C. Wheeler.

*Ward III.*

Patrick J. Callahan.  
 John S. Clary.  
 Edward A. Counihan.  
 John R. Fairbairn.

*Ward IV.*

Edward A. Bingham.  
 J. Frank Facey.  
 Walter H. Murdock.  
 John M. Patriquin.  
 Charles F. Sanborn.

*Ward V.*

Patrick J. Lambert.  
 Charles B. Seagrave.

Clerk,—Edward N. Manning.\*  
 Edward J. Brandon.†

*City Clerk*,—Walter W. Pike.*Assistant City Clerk*,—Edward J. Brandon.

\* Resigned Dec. 31, 1889.

† Elected Dec. 31, 1889.

1890.

*Mayor.*

HENRY H. GILMORE.

*Aldermen.*

ALVIN F. SORTWELL, *President.*

James F. Aylward.  
Elmer H. Bright.  
Edward R. Cogswell.  
John R. Fairbairn.  
Daniel E. Frasier.  
Charles L. Fuller.  
John E. Parry.  
William T. Piper.  
Alvin F. Sortwell.  
Frank H. Teele.

*Common Council.*

EDWARD A. BINGHAM, *President.*

*Ward I.*

William R. Ellis.\*  
Andrew J. Jones.  
Geo. W. Sawin.†  
Marshall N. Stearns.  
Henry E. Warner.

*Ward II.*

James E. Brown.  
Wellington Fillmore.  
Frederick W. Macdonald.  
J. Henry Russell.  
Edward C. Wheeler.

*Ward III.*

Herman Bachman.  
William J. Breen.  
John S. Clary.  
Edward A. Counihan.

*Ward IV.*

Edward A. Bingham.  
Herbert A. Chase.  
Charles W. Cheney.  
William M. Townsend.  
Henry D. Winter.

*Ward V.*

Silas E. Buck.  
William R. Howland.

*Clerk.*—Edward J. Brandon.

*City Clerk.*—Walter W. Pike.

*Assistant City Clerk.*—Edward J. Brandon.

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\* Elected in place of George W. Sawin, deceased.  
† Died prior to the inauguration of the City Government.



## RULES AND ORDERS.





# JOINT RULES AND ORDERS

OF THE

## CITY COUNCIL.

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SECTION 1. All by-laws passed by the city council shall be termed ordinances ; and the enacting style shall be, " Be it ordained by the city council of the city of Cambridge."

SECT. 2. In all votes, by which either or both branches of the city council express anything by way of command, the form of expression shall be " Ordered ; " and whenever either or both branches express opinions, principles, facts, or purposes, the form shall be " Resolved."

SECT. 3. At the beginning of each municipal year, the following joint standing committees shall be appointed by the presiding officer of each branch : *provided*, that either branch may determine to choose them by ballot, viz. : —

1. On *Finance* — To consist of the mayor and three aldermen, the president and five members of the common council.
2. On *Public Instruction* — To consist of two aldermen, the president and three members of the common council.
3. On *Ordinances* — To consist of two aldermen, and three members of the common council.
4. On *Accounts* — To consist of two aldermen, and three members of the common council.
5. On *Public Property* — To consist of two aldermen, and three members of the common council.
6. On the *Alms-house* — To consist of two aldermen, and three members of the common council.
7. On *Roads and Bridges* — To consist of two aldermen, and three members of the common council.
8. On *Claims* — To consist of three aldermen, the president, and five members of the common council.
9. On *Fuel* — To consist of two aldermen, and three members of the common council.
10. On *Lamps* — To consist of two aldermen, and three members of the common council.
11. On the *Assessors' Department* — To consist of one alderman, and two members of the common council.
12. On *Printing* — To consist of two aldermen, and three members of the common council.

13. On the *Fire Department*—To consist of two aldermen, and three members of the common council.
14. On *City Engineering*—To consist of two aldermen, and three members of the common council.
15. On *Health*—To consist of two aldermen and three members of the common council.
16. On *Water Supply*—To consist of two aldermen and three members of the common council.
17. On *Rules and Orders*—To consist of two aldermen and three members of the common council.

SECT. 4. The members of the board of aldermen and common council, who shall constitute the joint standing committees, shall be chosen or appointed by their respective boards. The mayor shall be *ex officio* chairman of any joint committee of which he is a member; of other joint committees the president of the common council if he be a member; and of every joint committee, of which the mayor and president of the common council are not members, the alderman first named shall be chairman; and in case of his resignation or inability, the member of the same board next in order, and after him the member of the common council first in order, shall be chairman.

SECT. 5. The joint standing committees shall cause records to be kept of all their proceedings, in books provided therefor.

SECT. 6. Every joint committee, to whom any subject is referred, shall report thereon within four weeks, or ask for further time. In case the chairman of any committee shall fail for ten days from the time any subject has been referred to it, to call a meeting of the committee, the next named member of the same board, and afterwards the member of the common council first in order, shall call the meetings of the committee for such purpose, and act as chairman.

SECT. 8. All reports, and other papers submitted to the city council, shall be written in a fair hand; and no report or indorsement of any kind shall be made on the reports, memorials, or other papers referred to the joint committees, or committees of either branch. And the clerk of committees shall make copies of any papers to be reported by a committee, at the request of the chairman thereof.

SECT. 9. No chairman of any committee shall audit or approve any bill or account against the city, for any supplies or services which shall not have been ordered or authorized by the committee in assembly, and have been passed upon at a duly notified meeting of such committee.

SECT. 10. The reports of all committees, whether by ordinance, resolve, or otherwise, shall be made to the board in which the business referred originated: and no report shall be received unless agreed to in committee actually assembled.

SECT. 11. In every case of disagreement between the two boards,

a conference may be had at the request of either; and the committees, appointed by the respective boards for the purpose, shall meet and state the views of their respective boards in relation to the amendment, and report the result to their respective boards.

SECT. 12. When either board shall not concur in any ordinance sent from the other, notice thereof shall be given by written message.

SECT. 13. Either board may propose to the other for its concurrence a time to which both boards will adjourn.

SECT. 14. All messages between both boards shall be put in writing by their respective clerks, and may be transmitted by them or the messenger.

SECT. 15. Each board shall transmit to the other all papers on which any ordinance or joint resolution is founded; and all papers on their passage between the two boards may be under the signature of their respective clerks, except ordinances and joint resolutions in their last stage, which shall be signed by their presiding officers.

SECT. 16. If any member of a joint committee, without reasonable excuse, absents himself from three successive meetings thereof, the chairman shall report the fact in writing to the branch to which said member belongs.

SECT. 17. After the annual order of appropriations has been passed, no subsequent expenditure shall be authorized for any purpose not properly chargeable to some existing appropriation unless provision for the same be made by specific transfer from some of the appropriations contained in the annual order, or by expressly creating therefor a city debt; but no such debt shall be created, unless the order authorizing the same shall pass by the votes of two-thirds of the whole number of each branch of the city council, voting by yea and nay; *provided, however*, that any unappropriated funds in the city treasury may be appropriated by a joint order of the city council, after the annual order of appropriations has been passed.

SECT. 18. In all contracts or expenditures to be made under the authority of the city council, whenever the estimates exceed the appropriation specially made therefor, the committee having such matter in charge shall submit the same to the city council for instructions, before such contract is made and signed, or any expenditure for the object is incurred.

SECT. 19. Every committee authorized to purchase, on behalf of the city, materials or supplies, shall advertise for proposals for the same, whenever the cost may reasonably be expected to exceed the sum of three hundred dollars, unless otherwise specially directed by the city council.

SECT. 20. The committee on printing shall provide the several heads of departments with blank requisitions for stationery in book form, so arranged that copies of all such requisitions shall be preserved by each department.

# RULES AND ORDERS

## OF THE

### BOARD OF ALDERMEN.

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SECTION 1. At all meetings of the board, six aldermen shall constitute a quorum for the transaction of business.

#### DUTIES AND POWERS OF THE CHAIR.

SECT. 2. The board of aldermen shall, during the month of January, elect one of its members as president, who, in the absence of the mayor, shall preside at all meetings of the board, and perform such other duties as are prescribed in section 7, of chapter 28 of the Public Statutes.

SECT. 3. The mayor, or in his absence the president, shall take the chair at the hour to which the board has adjourned, and call the members to order, and, a quorum being present, shall cause the minutes of the preceding meeting to be read. In the absence of the mayor and president, a chairman *pro tempore* shall be chosen.

SECT. 4. He shall preserve decorum and order; may speak to points of order in preference to other members; shall decide all questions of order, subject to an appeal to the board by motion regularly seconded; and no other business shall be in order till the question on the appeal has been decided.

SECT. 5. He shall declare all votes. If any member doubts the vote, the chair, without further debate upon the question, shall require the members voting in the affirmative and negative, respectively, to rise and stand until counted, and shall declare the result; but no such declaration shall be made unless a quorum of the board has voted.

SECT. 6. When the mayor desires to vacate the chair, in the absence of the president, he may call any member to it; but such substitution shall not continue beyond an adjournment.

SECT. 7. The president may express his opinion on any subject under debate; but in such case he shall leave the chair and appoint some other member to take it, and shall not resume the chair while the question is pending, provided the same is taken before an adjournment. The president, may, however, state facts, and give his opinion upon questions of order without leaving his place.

SECT. 8. When a motion is made to take a question by yeas and nays, the chair shall take the sense of the board in that manner, if *three* members of the board so require.

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SECT. 9. The chair shall put all questions in the order in which they are moved, unless the subsequent motion be previous in its nature, except that, in naming sums and fixing times, the largest sum and the longest time shall be first put; and when a motion is made to refer any subject, and different committees are proposed, the question shall be taken in the following order:—

- To a standing committee of the board,
- To a select committee of the board,
- To a joint standing committee,
- To a joint select committee.

SECT. 10. After a motion is stated or read by the chair, it shall be deemed to be in possession of the board, and shall be disposed of by vote; but the mover may withdraw it at any time before a decision or amendment, by unanimous consent.

SECT. 11. When a question is under debate, the chair shall receive no motion, but,

- To adjourn,
- To lay on the table,
- For the previous question,
- To postpone indefinitely,
- To postpone to a day certain,
- To commit or to amend;

which several motions shall have precedence in the above order; and a motion to strike out the enacting clause of an ordinance shall be equivalent to a motion to postpone indefinitely.

SECT. 12. The previous question shall be put in the following form: “*Shall the main question be now put?*” — and all further amendments or debate of the main question shall be suspended until the previous question is decided.

SECT. 13. When two or more members rise at once, the chair shall name the member who is entitled to the floor.

#### RIGHTS AND DUTIES OF MEMBERS.

SECT. 14. Every member, when about to speak, shall rise and respectfully address the chair; shall confine himself to the question under debate, and avoid personalities.

SECT. 15. No member speaking shall be interrupted by another, but by rising to a call to order or for explanation.

SECT. 16. No member shall vote on any question, or serve on any committee, where his private interest is immediately concerned, distinct from that of the public.

SECT. 17. Every member present when a question is put *shall vote* unless the board for special reasons excuse him.

SECT. 18. A question having been taken, it shall be in order for any member voting with the majority to move a reconsideration thereof at the same meeting, or at the next meeting, provided the subject of the vote has not passed out of the custody of the board; but no more than one motion for the reconsideration of any vote shall be entertainment.

## ORDER OF BUSINESS.

SECT. 19. At every regular meeting of this board, the order of business shall be as follows : —

1. Reading of the records.
2. Communications from his honor the mayor.
3. Papers from the common council.
4. Presentation of petitions, memorials, and remonstrances.
5. Communications and reports from city officers.
6. Reports of committees.
7. Unfinished business of preceding meetings.
8. Motions, orders, or resolutions.

And the above order of business shall not be departed from, except by vote of a majority of the members of the board present.

SECT. 20. The seats of the members of the board shall be numbered, and determined by lot ; and no member shall change his seat but by permission of the chair.

## OF COMMUNICATIONS AND COMMITTEES.

SECT. 21. All petitions, memorials, or remonstrances addressed to the board shall be presented by the chair, or by a member in his place, who shall explain the subject thereof ; and they shall lie on the table, to be taken up in the order of presentation unless the board otherwise direct.

SECT. 22. All petitions for appointments made upon nomination of the mayor and confirmation by the board, shall, when received, be referred to the mayor without debate.

SECT. 23. No petition for a license to move a building through any public street, square, or place shall be acted on, until the petitioner has filed with the city clerk a certificate in writing signed by one of the aldermen of the ward in which the building is situated, giving the dimensions of the building, the names of the streets, squares, or places through which it is proposed to be moved, and the opinion of the aldermen signing the certificate as to the possibility of the proposed removal being made without injury to public or private property.

SECT. 24. There shall be appointed standing committees of the board as follows : —

1. A committee on police, to consist of the mayor and three aldermen.
2. A committee on the fire department, to consist of three aldermen.
3. A committee on roads and bridges, to consist of three aldermen.
4. A committee on sewers and drains, to consist of three aldermen.
5. A committee on licenses, to consist of three aldermen.
6. A committee on health, to consist of three aldermen.
7. A committee on bonds, to consist of three aldermen ; said com-

mittee to receive and examine all bonds of city officers, or other parties required to furnish bonds to the city under appointment or license.

8. A committee on claims, to consist of three aldermen.

9. A committee on elections and returns, to consist of three aldermen.

10. A committee on rules and orders, to consist of three aldermen.

11. A committee on street railways, to consist of three aldermen ; said committee to have charge of all matters relating to street railways, except the location of tracks and poles.

SECT. 25. Every committee of the board, to which any subject may be referred, shall report thereon within four weeks from the time such subject is referred to it, or ask for further time.

#### ORDINANCES, ORDERS, ETC.

SECT. 26. All ordinances shall have two several readings before they are passed by the board ; and after being read a second time the question shall be on passing the same to be enrolled ; and no enrolled ordinance shall be amended except by unanimous consent. After being enrolled, the question shall be on passing the same to be ordained.

SECT. 27. All orders and resolutions authorizing the levying of a tax or the expending of money shall have two several readings before they are finally passed ; and no ordinance, order, or resolution imposing penalties, or authorizing the expenditure of money, whether the same has been appropriated or not, and no order or resolution authorizing a loan, shall have more than one reading on the same day ; *provided, however*, that nothing herein contained shall prevent the passage of an order at any meeting of the board to authorize the printing of any document relating to the affairs of the city.

#### DUTIES OF THE CLERK.

SECT. 28. In the absence of the mayor and president, the clerk, and in his absence, the senior member present, shall call the board to order, and preside until a chairman is chosen.

SECT. 29. The clerk shall attend and keep the records of all meetings of the board, and shall have the care and custody of the city records, and of all documents, maps, plans, and papers, respecting the care and custody of which no other provision is made.

SECT. 30. None of the foregoing rules and orders shall be suspended, amended, or repealed at any meeting, unless two-thirds of the members present consent thereto.



# RULES AND ORDERS

## OF THE

### COMMON COUNCIL.

---

#### RIGHTS AND DUTIES OF THE PRESIDENT.

SECTION 1. The president shall take the chair precisely at the hour to which the council has adjourned, or has been called together; shall call the members to order, and, a quorum being present, shall cause the minutes of the preceding meeting to be read, and proceed to business. In the absence of the president, the clerk, and, in his absence, the senior member present, shall call the council to order, and preside until a president *pro tempore* is chosen by ballot; and if no election is effected on the first trial, on a second ballot a plurality of votes shall elect.

SECT. 2. He shall preserve decorum and order; may speak to points of order in preference to other members, and shall decide all questions of order, subject to an appeal to the council, by motion regularly seconded; and no other business shall be in order until the question on the appeal is decided.

SECT. 3. He shall declare all votes. If any member doubt the vote, the president, without further debate upon the question, shall require the members voting in the affirmative and negative to rise and stand until they are counted, and shall declare the result; but no decision shall be declared unless a quorum of the council has voted.

SECT. 4. He shall rise to address the council, or to put a question, but may sit while reading.

SECT. 5. The president may call any member to the chair, who may preside for not more than one meeting. When the council determines to go into committee of the whole, the president shall appoint the chairman. The president may express his opinion on any subject under debate; but in such case he shall leave the chair and appoint some other member to take it, and shall not resume the chair while the question is pending, provided the same is taken before an adjournment. The president may, however, state facts, and give his opinion on questions of order, without leaving his place.

SECT. 6. On all motions and questions the president shall take the sense of the council by yeas and nays, provided *one-third* of the members present so require.

SECT. 7. He shall put all questions in the order in which they are moved, unless the subsequent motion shall be previous in its nature;

except that, in naming sums and fixing times, the largest sum and the longest time shall be put first.

SECT. 8. After a motion is seconded, and stated by the president, it shall be disposed of by vote of the council, unless the mover withdraw it before a decision or amendment.

SECT. 9. When a question is under debate, the president shall receive no motion, except, —

- To adjourn,
- To lay on the table,
- For the previous question,
- To postpone to a day certain,
- To commit,
- To amend,
- To postpone indefinitely;

which several motions shall have precedence in the above order; and a motion to strike out the enacting clause of an ordinance shall be equivalent to a motion to postpone indefinitely.

SECT. 10. The president shall consider a motion to adjourn as always in order, unless a member has possession of the floor; and that motion, and the motion for the yeas and nays, shall be decided without debate.

SECT. 11. The previous question shall be put in the following form: "*Shall the main question be now put?*" — and all further amendments or debate of the main question shall be suspended, until the previous question be decided. The adoption of the previous question shall put an end to all debate, except as provided in sections 9 and 26, and shall bring the board to a direct vote upon the pending amendments, if any, in their regular order, and then upon the main question.

SECT. 12. When two or more members rise at once, the president shall name the member who is entitled to the floor.

SECT. 13. All committees shall be appointed and announced by the president, unless otherwise provided for, or specially directed by the council.

SECT. 14. In all cases the president may vote.

#### RIGHTS AND DUTIES OF MEMBERS.

SECT. 15. When any member is about to speak in debate, or deliver any matter to the council, he shall rise in his place and respectfully address the presiding officer; shall confine himself to the question under debate, and avoid personality; and sit down as soon as he has done speaking.

SECT. 16. No member, in debate, shall mention another member by his name; but may designate him by the ward he represents, the place he sits in, or such other reference as may be intelligible and respectful.

SECT. 17. No member speaking shall be interrupted by another, except by his rising to call to order, or for explanation. If a mem-

ber, in speaking or otherwise, transgress the rules of the council, any member *may* call him to order; in which case, the member called to order shall immediately sit down, unless permitted to explain; and the council, if appealed to, shall decide on the case without debate.

SECT. 18. Whenever the council decides that any member has violated any of the rules and orders of the council, he shall not be allowed to speak, except in excuse, until he has made satisfaction.

SECT. 19. No member shall speak more than twice to the same question, without first obtaining leave of the council; nor more than once, until all other members choosing to speak have spoken.

SECT. 20. Every motion shall be in writing, if the president direct, or any member of the council request it; and no member shall be allowed to submit a written motion until he has read the same in his place, and it has been seconded.

SECT. 21. When a vote has been passed, it shall be in order, if the question has been taken by yeas and nays, for any member voting with the majority, or, if not taken by yeas and nays, for any member to move a reconsideration thereof, at the same meeting, or at the next meeting if the papers are then in possession of the council, but not afterwards; and if such motion is seconded, it shall be open to debate, and be disposed of by the council. No more than one motion for the reconsideration of any vote shall be permitted.

SECT. 22. No member shall stand up, to the interruption of another, whilst any member is speaking; or pass unnecessarily between the president and the person speaking.

SECT. 23. No member shall be obliged to be on more than two committees at the same time, or to be chairman of more than one.

SECT. 24. No member shall vote on any question, or serve on any committee, where his private interest is immediately concerned, distinct from that of the public.

SECT. 25. Every member present when a question is put, if not excluded by interest, shall vote, unless the council for special reasons excuse him.

SECT. 26. On the "previous question," no member shall speak more than once without leave. All incidental questions of order arising after a motion has been made for the previous question, shall be decided without debate, except an appeal; and on such appeal no member shall be allowed to speak more than once without leave of the council.

SECT. 27. Any member may call for the division of a question, when the sense will admit of it. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out, being lost, shall not preclude amendment, or a motion to strike out and insert.

SECT. 28. The reading of any paper, if objected to, shall be decided by the council.

SECT. 29. At every regular meeting of the council, the order of business shall be as follows:—

1. Reading of the records.
2. Papers from the board of aldermen.
3. Communications and reports from city officers.
4. Presentation of petitions, remonstrances, and memorials.
5. Reports of committees.
6. Unfinished business of preceding meetings.
7. Motions, orders, or resolutions.

SECT. 30. The seats of members shall be numbered, and determined by lot in presence of the council.

SECT. 31. No standing rule or order of the council shall be suspended, unless *three fourths* of the members present shall consent thereto; nor shall any rule or order be repealed or amended unless at the preceding meeting notice be given of the motion therefor, nor unless a majority of the whole council concur therein.

SECT. 32. Every member shall take notice of the day and hour to which the council stands adjourned, and give his punctual attendance accordingly. *No member shall leave his seat on adjournment*, until the president has declared the council adjourned.

#### OF COMMUNICATIONS, COMMITTEES, AND REPORTS.

SECT. 33. All memorials and other papers addressed to the council shall be presented by the president, or by a member in his place, who shall explain the subject thereof, and they shall lie on the table, to be taken up in the order of presentation, unless the council otherwise direct.

SECT. 34. Standing committees of the council shall be appointed or elected on the following subjects, viz.: on elections and returns, on bills in the second reading, and on enrolled ordinances, each to consist of three members.

SECT. 35. No committee shall sit during the sessions of the council, without special leave.

SECT. 36. The rules of proceeding in council shall be observed in committee of the whole, so far as applicable, except the rule limiting the times of speaking; but no member shall speak twice to any question, until every member choosing to speak shall have spoken.

SECT. 37. Of all committees of the council, chosen by ballot or appointed by the president, the person first named shall be chairman; and, in the absence of the chairman, the committee may appoint a chairman *pro tem*.

SECT. 38. All messages to the mayor and aldermen shall be drawn up by the clerk, and may be transmitted by him or the messenger.

#### ELECTIONS, ETC.

SECT. 39. All salaried officers shall be voted for by written ballot.

SECT. 40. In all elections by ballot, on the part of the council,

blanks, and ballots for all ineligible persons, shall be reported to the council, but shall not be counted in the returns.

#### POWERS AND DUTIES OF COMMITTEES, ETC.

SECT. 41. All special committees of the council shall consist of three members, unless a different number be ordered. No report shall be received from any committee, unless agreed to in committee actually assembled; and all reports shall be in writing.

SECT. 42. All standing committees of the council — except the committees on bills in second reading and on enrolled ordinances — shall keep records of their doings, in books provided therefor.

SECT. 43. Every committee of the council, to whom any subject may be specially referred, shall report thereon within four weeks from the time that said subject is referred to them, or ask for further time.

#### ORDINANCES, ORDERS, ETC.

SECT. 44. All ordinances, and all orders or resolutions imposing penalties, or relating to the raising or appropriating of money, or authorizing a loan, or the expenditure of money, whether the same has been appropriated or not, shall have two several readings before their final passage by the council. But no ordinance, and no such order or resolution, shall have more than one reading at the same meeting: *provided, however*, that nothing herein contained shall prevent the passage of an order, at any meeting of the council, to authorize the printing of any document relating to any question before the council.

SECT. 45. All ordinances, before being read a second time, shall be referred to the committee on bills in the second reading. Said committee shall carefully examine all bills which pass to the second reading, to see that they are in proper form, and that their provisions are not contrary to the laws and constitution of the commonwealth, or to the charter and ordinances of the city; and after being reported upon by said committee, said ordinances shall be again read; after which, the question shall be on passing the same to be enrolled.

SECT. 46. All ordinances as soon as may be, shall be enrolled by the clerk, and the committee on enrolled ordinances shall forthwith examine the same, and certify on the back thereof that they are correctly enrolled; after which the question shall be on passing the same to be ordained.

#### DUTIES OF THE CLERK.

SECT. 47. The clerk shall keep brief minutes of the votes and proceedings of the council, entering thereon all accepted orders and resolutions; shall notice reports, memorials, and other papers submitted to the council, only by their titles, or a brief description of their purport. He shall also record the names of the members absent from each meeting.

SECT. 48. The clerk shall furnish the chairman of every committee of the council with the names of the members composing the same, and, when required to do so, attend their meetings, keep records of their proceedings, and make reports.

SECT. 49. The clerk shall send up to the board of aldermen all ordinances, orders, and resolutions, passed by the council, which are to be acted upon by that board, — together with all papers in relation thereto, — before the next meeting of the board of aldermen: *provided, however*, that any ordinance, order or resolution, together with the accompanying papers, shall be retained by him until the next meeting of the council, upon receiving a written request to that effect from any member of the council entitled to move a reconsideration of the vote thereupon, with notice that he intends to make such motion at the said meeting.

SECT. 50. In the absence of the clerk, a clerk *pro tempore* shall be chosen by ballot and duly qualified. He shall perform all the duties of that office until the return of the clerk, unless other provisions be made.

SECT. 51. The council shall be governed by “Cushing’s Law and Practice of Legislative Assemblies” in all questions of parliamentary practice, not provided for by special rules or orders.



## INDEX





# INDEX.

## ABATEMENTS

|  |    |
|--|----|
| certificates of abatement of taxes, etc., to be addressed to treasurer . . . . . | 38 |
| a copy thereof to be sent to the auditor . . . . .                               | 38 |
| of water-rates (see Water-Rates)   |    |

## ACCOUNTS

|   |    |
|---|----|
| auditor to receive, examine, and record when certified . . . . .  | 31 |
| monthly statement of, by auditor . . . . .  | 32 |
| against city to be examined, and if approved certified by proper board<br>or committee before being sent to auditor . . . . .             | 33 |
| board or committee to designate to what appropriation to be charged . . . . .   | 34 |
| when properly entered to be allowed by committee on accounts . . . . .  | 35 |
| if there is doubt as to propriety of committee on accounts not to allow<br>of treasurer and auditor, to what time to be made up . . . . . | 36 |
|   | 41 |

## ACCOUNTS, COMMITTEE ON

|   |         |
|---|---------|
| certificate of allowing claims, where recorded . . . . .  | 32      |
| to allow no claims chargeable against appropriation which is expended<br>to direct form of auditors' accounts . . . . . | 32      |
| auditor's annual report to be under direction of . . . . .  | 33      |
| auditor to report mayor's order on treasurer to . . . . .   | 33      |
| when appointed . . . . .  | 35      |
| of whom to consist . . . . .  | 35, 173 |
| duties of . . . . .   | 35      |
| when to meet . . . . .  | 35      |
| to examine and allow bills . . . . .  | 35      |
| to determine manner of keeping books, etc., of officers and heads of<br>departments . . . . .                           | 36, 39  |
| to make annual report . . . . .   | 36      |
| to have right to inspect records of boards and officers showing moneys<br>received for city . . . . .                   | 37      |

## ACTS

|   |    |
|---|----|
| done not affected by these ordinances . . . . . | 29 |
|---|----|

## ADVERTISEMENTS

|   |    |
|---|----|
| for proposals and purchases, how published . . . . .            | 43 |
| not to be posted in grounds connected with Fresh Pond . . . . . | 83 |

## ALDERMEN, BOARD OF

|  |        |
|--|--------|
| to consist of ten persons . . . . .  | 17     |
| originally of six . . . . .  | 3      |
| with board of common council, to compose city council . . . . .                  | 2      |
| majority of, to constitute quorum . . . . .                                      | 2      |
| no member of, to receive compensation . . . . .                                  | 2      |
| election of . . . . .  | 2, 12  |
| mayor and, to issue all warrants for meetings . . . . .                          | 2, 132 |
| returns of votes for, to be recorded by city clerk . . . . .                     | 3      |
| failure to elect . . . . .   | 3, 4   |
| refusal to accept . . . . .  | 3, 4   |
| and common council, to elect mayor in case of vacancy . . . . .                  | 4      |
| to be sworn . . . . .  | 4      |
| certificate of oath . . . . .  | 4      |
| special meetings of . . . . .  | 4      |
| mayor shall preside at meetings of . . . . .                                     | 4      |
| shall confirm or reject all nominations for appointments made by mayor . . . . . | 5      |
| mayor and, compose one board . . . . .   | 5      |
| at meetings of mayor and, mayor shall preside . . . . .                          | 5      |
| may choose a chairman in absence of mayor . . . . .                              | 5      |
| president of, how elected . . . . .  | 176    |
| to preside in absence of mayor . . . . .   | 176    |
| his duties . . . . .   | 176    |

**ALDERMEN, BOARD OF — Continued.**

|  |          |
|--|----------|
| sittings of mayor and, except for executive business, to be public board of, to judge of election and qualification of its members | 5        |
| vacancy in   | 6        |
| members of, not to hold offices of emolument   | 8        |
| rules and orders of  | 176      |
| duties and powers of the chair   | 176, 177 |
| rights and duties of members   | 177      |
| order of business  | 178      |
| communications and committees  | 178, 179 |
| standing committees of   | 178, 179 |
| ordinances, orders, etc.,  | 179      |
| duties of the clerk of   | 179      |
| may specify duties of inspector of buildings   | 49       |
| may license cellars to be constructed below the ordinary grade   | 55       |
| may grant permits for building of chimneys in certain ways   | 57       |
| may license putting up certain furnaces, steam engines, etc.   | 59       |
| to consent to assignment of mortgages held by the city   | 70       |
| to approve appointment of superintendent of sewers   | 104      |
| may designate numbers to be affixed to buildings   | 113      |
| See MAYOR AND ALDERMEN.  |          |

**ALLEYS. See STREETS.****ALMSHOUSE**

|   |     |
|---|-----|
| committee on, of whom to consist                      | 173 |
| to be institution provided for confinement of truants | 127 |
| to be the workhouse of the city                       | 144 |

**AMENDMENTS OF CHARTER . . . . . 12, 26****ANIMALS**

|   |     |
|---|-----|
| grazing, not to be allowed to go at large, or feed in the streets. See Dog, Horse | 115 |
|---|-----|

**ANNUAL MEETING**

|  |                                    |
|--|------------------------------------|
| for choice of city officers, when holden | 2, 12                              |
| officers to be elected at                | 3, 4, 8, 9, 12, 15, 16, 17, 18, 21 |

**APPEAL**

|  |      |
|--|------|
| from estimate of damages sustained by laying out streets | 7, 8 |
|--|------|

**APPOINTMENT**

|  |     |
|--|-----|
| petitions for, to be referred to the mayor | 174 |
|--|-----|

**APPROPRIATIONS**

|   |        |
|---|--------|
| when expended, auditor to give notice to the mayor, city council, etc.  | 32     |
| monthly and annual statements of auditor in regard to   | 32, 33 |
| notice of to be furnished to auditor by the city clerk  | 33     |
| for different departments, to be under supervision and control of certain boards and committees               | 34     |
| no committee to have power to expend more than \$300 for one purpose unless specially empowered, except, etc. | 34, 43 |
| estimates for   | 41     |
| on account of sinking funds   | 108    |
| no contract to exceed   | 14     |
| annual order having been passed, how subsequent expenditures shall be made                                    | 175    |
| transfer of   | 175    |
| duty of committees when estimates exceed amount of  | 175    |

**ARROWS**

|   |     |
|---|-----|
| shooting with bow and, forbidden in streets | 116 |
|---|-----|

**ASHES**

|   |     |
|---|-----|
| and other rubbish, how removed, barrels containing, not to be maliciously tipped over | 120 |
|---|-----|

**ASSESSMENTS**

|  |     |
|--|-----|
| of taxes. See TAXES OF WATER-RATES. See WATER-RATES.           |     |
| certificates of abatements, to be given, directed to treasurer | 38  |
| releases of land sold to city for non-payment of               | 70  |
| for expenses of sewers, how made and recorded                  | 105 |

**ASSESSORS**

|   |                   |
|---|-------------------|
| to make returns to auditor of amount of tax warrant and other assessments | 38                |
| to keep a record of abatements  | 38, 45            |
| to address certificates of abatements to treasurer                        | 38                |
| to send copies of such certificates to auditor                            | 38                |
| to give whole time to their duties  | 45                |
| assessments by, when to be made   | 45                |
| list of assessments, when to be given to treasurer                        | 45                |
| salaries. See Taxes   | 99                |
| election of   | 9, 12, 15         |
| to be sworn   | 9                 |
| their term of office  | 15                |
| their duties  | 9, 15             |
| mayor and aldermen to have access to books of                             | 5                 |
| to give their aid in preparation of voting lists                          | 5                 |
| vacancies in, how filled  | 9, 12, 13, 15, 16 |

**ASSISTANT ASSESSORS**

|                          |                       |
|--------------------------|-----------------------|
| election of              | 9, 12, 13, 15, 26, 45 |
| salaries                 | 99                    |
| to be sworn              | 9                     |
| their duties             | 9                     |
| vacancies in, how filled | 8, 9, 14, 15, 16, 26  |

**ASSISTANT CITY CLERK**

|                            |    |
|----------------------------|----|
| election of                | 65 |
| term of office             | 65 |
| compensation, how fixed    | 65 |
| duties                     | 65 |
| bond                       | 65 |
| new bond, when to be given | 66 |
| salary                     | 99 |

**ASSISTANT CITY PHYSICIAN**

|                |     |
|----------------|-----|
| election of    | 96  |
| term of office | 96  |
| duties of      | 96  |
| annual report  | 96  |
| salary         | 100 |

**AUDITOR OF ACCOUNTS**

|   |        |
|---|--------|
| election  | 31     |
| to be sworn to the faithful discharge of his duties                         | 31     |
| term of office  | 31     |
| salary, how fixed   | 31     |
| vacancy in office of, how filled  | 31     |
| bond  | 31     |
| new bond, when required   | 31     |
| general duties  | 31, 32 |
| requisition for money to be paid out of treasury to be made upon            | 31     |
| to examine requisitions   | 31     |
| to keep book of accounts and claims allowed                                 | 31     |
| to countersign drafts and orders on treasurer                               | 32     |
| to give treasurer certificates signed by him for all approved bills         | 32     |
| form of such certificates   | 32     |
| to require identification of persons seeking settlement of bills            | 32     |
| to keep books stating amount of appropriations and expenditures             | 32     |
| to give notice of expenditure of any appropriation                          | 32     |
| to furnish monthly statement to members of the city council                 | 32     |
| to countersign bonds, notes, etc., of city                                  | 33, 41 |
| to countersign certain orders drawn by the mayor on the treasurer           | 33     |
| to make annual report   | 33     |
| to charge mayor's orders on treasurer to proper account                     | 33     |
| to report such orders to committee on accounts                              | 33     |
| to have custody of all bonds but his own                                    | 38     |
| his bond to be in custody of treasurer                                      | 38     |
| assessors to make return to, of amount of tax warrant and other assessments | 38     |
| assessors to send to, copies of certificates of abatements                  | 38     |

|   |            |
|---|------------|
| <b>AUDITOR OF ACCOUNTS — Continued.</b>   |            |
| water registrar to make monthly report of bills and abatements to   | 38         |
| treasurer to make monthly report to   | 39         |
| treasurer to make monthly statement of fees, etc., received, to   | 40         |
| committee on finance to report loans to   | 41         |
| to make up his accounts to include November 30  | 41         |
| office hours of   | 92         |
| salary  | 99         |
| <b>AWNINGS</b>  |            |
| provisions as to, when erected within limits of streets   | 121        |
| <b>BALCONY.</b> See Bay-windows.  |            |
| <b>BALL</b>   |            |
| playing on commons, etc., forbidden except, etc.  | 68         |
| playing in streets forbidden  | 116        |
| <b>BALLOT</b>   |            |
| city and ward officers chosen by  | 2          |
| salaried officers to be voted for by  | 183, 184   |
| <b>BASE BALL.</b> See Ball.   |            |
| <b>BASEMENTS</b>  |            |
| regulations relating to doorsteps and entrances to  | 115        |
| <b>BATHING</b>  |            |
| in a nude state so as to be exposed to view of persons in streets, forbidden                                      | 116        |
| <b>BAY-WINDOWS</b>  |            |
| not to project on the line of street  | 61         |
| <b>BICYCLES.</b> See VEHICLES.  |            |
| <b>BILLS</b>  |            |
| against the city, how examined  | 31, 33, 35 |
| pay-day for   | 35         |
| boards and committees to hold regular monthly meetings for approval of, and send to the auditor                   | 35         |
| boards and committees to keep record of dates and amounts of bills, and names of persons whose bills are approved | 35         |
| approval of, to be certified to auditor by a majority of boards or committee                                      | 35         |
| for the use of water, committed to treasurer  | 38         |
| standing regulation for the use of water to be printed on certain   | 137        |
| <b>BILLS IN THE SECOND READING</b>  |            |
| committee on  | 183        |
| <b>BLOWS-OFFS</b>   |            |
| from steam boilers not to be connected with sewers or drains  | 107        |
| <b>BOARD</b>  |            |
| of health. See HEALTH.  |            |
| of commissioners of sinking funds. See COMMISSIONERS ON SINKING FUNDS.  |            |
| of assessors. See ASSESSORS.  |            |
| of trustees of Public Library. See LIBRARY, PUBLIC.   |            |
| of trustees of the Bridge Charitable Fund. See BRIDGE CHARITABLE FUND   |            |
| of engineers. See ENGINEERS.  |            |
| of trustees of Sanders Temperance Fund. See SANDERS TEMPERANCE FUND.  |            |
| <b>BOARD OF HEALTH</b>  |            |
| city council to have powers of  | 8          |
| <b>BOARDS</b>   |            |
| may license or permit anything prohibited to be done without their license or permission                          | 30         |
| certain to hold monthly meetings for approval of bills  | 35         |
| to keep a record of contracts and bills approved by them  | 35         |
| to keep account of moneys received by them  | 37         |
| when to pay treasurer such moneys   | 37         |
| certain to make annual reports  | 42         |
| intrusted with public money to account to city council  | 14         |
| See OFFICERS.   |            |

**BOILERS**

regulations as to . . . . . 57, 58, 59

**BONDS**

custody of . . . . . 38  
 of city, how signed and countersigned . . . . . 41  
 of person licensed to construct, etc., drains connecting with sewers . . . . . 106  
 issued for certain loans, how long to run . . . . . 108  
 to have on their face the purpose of their issue . . . . . 108  
 of person licensed to move building through street . . . . . 115  
 of corporation or person constructing, etc., a telegraphic or other  
   electrical line in the city . . . . . 125  
 of constables and city marshal . . . . . 5  
 committee on . . . . . 178

**BONFIRES**

not to be made in the streets . . . . . 116

**BOOTHES**

not to be erected on commons or public grounds without a permit . . . . . 69  
 or on streets without a permit . . . . . 116

**BOUNDARIES OF WARDS**

may be altered by city council . . . . . 2, 13, 16, 130

**BOW**

shooting with, forbidden in streets . . . . . 116

**BRIDGE CHARITABLE FUND**

how to be applied . . . . . 46  
 trustees of, who shall be . . . . . 46  
 trustees of, how elected . . . . . 46  
 trustees to have care of fund and make annual report . . . . . 46

**BRIDGES**

city engineer to make annual examination of . . . . . 73  
 West Boston, Craigie, and Prison Point.  
 Commissioner on  
   how and when appointed . . . . . 47  
   tenure of office . . . . . 47  
   powers . . . . . 47  
   to make annual report . . . . . 47  
   salary . . . . . 100

**BRINE**

street railway tracks not to be washed with, except by permission of  
 superintendent of streets . . . . . 117

**BUILDINGS**

inspection and construction of  
   outer and inner doors of buildings intended for public use . . . . . 50  
   notice to be given to inspector, of any proposed erection or alter-  
     ation of certain building . . . . . 50  
   no work except repairs to be done on, without a permit from  
     inspector . . . . . 50  
   application to be made to city engineer for line and grade of  
     street . . . . . 50  
   lowest grade of, to be designated in permit . . . . . 51  
   foundation walls of dwelling-houses, how to be constructed . . . . . 51  
   foundation walls of wooden buildings other than dwelling-houses . . . . . 52  
   foundation walls of brick buildings . . . . . 52  
   piling . . . . . 52  
   foundations for two-story wooden structures . . . . . 53  
   external walls of brick dwelling-houses, thickness of . . . . . 53  
   external walls of other brick buildings, thickness of . . . . . 53  
   party walls for certain buildings . . . . . 53  
   distance between wooden dwelling-houses . . . . . 54  
   party walls in buildings not dwelling-houses . . . . . 54  
   doorways, etc., not to be cut in party walls without permit from  
     inspector . . . . . 54  
   doorways in party walls, how constructed . . . . . 54  
   piers, how to be built and bonded . . . . . 54  
   columns, how constructed . . . . . 55  
   grade of cellars . . . . . 55  
   cellar bottoms on filled or made land . . . . . 55

BUILDINGS — *Continued.*inspection and construction of — *Continued.*

|   |            |
|---|------------|
| leaders to be provided in certain buildings . . . . .   | 55         |
| water from roof not to be allowed to flow across sidewalk to street . . . . .   | 55         |
| heading or bonding courses . . . . .  | 55         |
| walls of brick buildings to be anchored to each other . . . . .   | 56         |
| certain walls of brick buildings to be anchored to beams, and beams to be strapped . . . . .  | 56         |
| floors, construction of as to weight, having headers and tail beams . . . . .   | 56         |
| ends of floor beams and rafters of brick buildings entering a wall to be splayed . . . . .  | 56         |
| certain timbers of brick buildings not to be cut for piping . . . . .   | 56         |
| chimneys, how to be built . . . . .   | 56, 57     |
| brick flues, how to be plastered . . . . .  | 57         |
| nails not to be driven in masonry of flue . . . . .   | 57         |
| shell of flues for boilers, etc., how built . . . . .   | 57         |
| ranges and boilers to have outside of flues exposed . . . . .   | 57         |
| distance of woodwork from flue and hot air and steam pipes, etc. . . . .  | 57         |
| soft bricks not to be used . . . . .  | 58         |
| smoke-pipes . . . . .   | 58, 59     |
| hearths . . . . .   | 58         |
| furnaces or ranges set in masonry not to be placed, etc., without permit from inspector . . . . .   | 58         |
| tops of furnaces, how to be placed . . . . .  | 58         |
| steam heating apparatus not to be placed in dwelling-houses without permit from inspector . . . . .   | 58         |
| certain furnaces, steam engines, etc., not to be put up without a license from board of aldermen, and permit from the inspector . . . . .             | 58, 59     |
| smoke-pipes and flues not to project through external wall, etc. . . . .  | 59         |
| distance of certain timbers in brick buildings from flue . . . . .  | 59         |
| fire-stops, where to be used . . . . .  | 59, 60, 61 |
| certain steam boilers and furnaces, where and how to be placed . . . . .  | 59         |
| hot air register boxes, how set and made, etc. . . . .  | 60         |
| bay-windows not to project on line of street . . . . .  | 61         |
| fence required in certain cases, while building . . . . .   | 61         |
| lumber and rubbish not to be allowed to remain in street for unnecessary time while building, and if so remaining after dark, to be lighted . . . . . | 61         |
| rubbish from erecting, etc., of building to be carried away under direction of surveyors of highways . . . . .  | 61         |
| snow-guards required in certain cases . . . . .   | 61         |
| sewage from all buildings on street having a common sewer to be conducted into that sewer . . . . .   | 62         |
| house drains, construction of outside of building . . . . .   | 62         |
| drain pipes, construction of . . . . .  | 62         |
| waste pipes, construction of . . . . .  | 62         |
| house drain and soil pipes, grade and fall of . . . . .   | 62         |
| main house drain to have traps and clean-out, etc. . . . .  | 62         |
| water closet pipes and waste pipes to be trapped . . . . .  | 62         |
| soil pipes to be carried through roof . . . . .   | 62         |
| air to be admitted to the house drain . . . . .   | 62         |
| waste pipes from refrigerators, how connected . . . . .   | 62         |
| joints of piping, how made . . . . .  | 62         |
| piping, changes and connection of, how made . . . . .   | 62         |
| joints and pipes to be made air-tight . . . . .   | 62, 63     |
| connections of lead and iron pipe, how made . . . . .   | 62         |
| steam exhaust not to connect with drain, etc. . . . .   | 63         |
| drains to be reconstructed when board of health deem necessary . . . . .  | 63         |
| <i>definitions of</i>   |            |
| foundation wall . . . . .   | 63         |
| external wall . . . . .   | 63         |
| party wall . . . . .  | 63         |
| first floor, etc. . . . .   | 63         |
| thickness of walls . . . . .  | 63         |
| chimneys . . . . .  | 63         |

**BUILDINGS—Continued.***definitions of—Continued.*

|  |                |
|--|----------------|
| ordinance relating to inspection and construction of buildings<br>not to apply to certain structures . . . . . | 63             |
| <b>BURIALS</b>   |                |
| to be made by undertakers appointed by mayor and aldermen . . . . .  | 128            |
| fees of undertakers for services at . . . . .  | 128            |
| <b>BY-LAWS</b>   |                |
| to be termed ordinances. See ORDINANCES. . . . .   | 29             |
| passed by city council, to be termed ordinances . . . . .  | 173            |
| See ORDINANCES AND BY-LAWS.  |                |
| <b>CAMBRIDGE</b>   |                |
| city of, a corporate body with certain powers . . . . .  | 1              |
| <b>CAMBRIDGE CEMETERY.</b> See CEMETERY.   |                |
| <b>CANOPIES</b>  |                |
| provisions as to when erected within limits of streets . . . . .   | 121            |
| <b>CAPTAINS</b>  |                |
| of police, their salary . . . . .  | 99             |
| <b>CARPETS</b>   |                |
| not to be shaken or cleaned in streets . . . . .   | 117            |
| <b>CARRIAGES</b>   |                |
| when furnished at expense of city . . . . .  | 42             |
| not to be washed or cleaned in streets . . . . .   | 116            |
| not to be stopped on flagging stones, etc. . . . .   | 116            |
| not to be driven on sidewalks . . . . .  | 119            |
| See VEHICLES.  |                |
| <b>CARTS.</b> See VEHICLES.  |                |
| <b>CATCH-BASINS</b>  |                |
| to be kept clean and in repair by city engineer . . . . .  | 105            |
| the entrances of, to be kept open and clear of ice by the superintendent<br>of streets . . . . .               | 105            |
| <b>CATTLE</b>  |                |
| not to be allowed on sidewalks . . . . .   | 119            |
| <b>CELLARS</b>   |                |
| grade of . . . . .   | 55             |
| bottoms of, on filled or made land . . . . .   | 55             |
| regulations relative to doorsteps and entrances to . . . . .   | 115            |
| <b>CEMETERY</b>  |                |
| when money is to be received by treasurer for care of lots in . . . . .  | 64             |
| interest of such money at four per cent. to be applied to care of<br>lot . . . . .                             | 64             |
| treasurer to receive such sums of money . . . . .  | 64             |
| treasurer to send to superintendent of, notice, etc. . . . .   | 64             |
| treasurer to pay to board of commissioners of, interest at four<br>per cent. on such sums . . . . .            | 64             |
| application of money received for care of lots in . . . . .  | 64             |
| name of fund . . . . .   | 64             |
| <b>CERTIFICATES</b>  |                |
| for payment of money out of the treasury, form of . . . . .  | 32             |
| of weighing hay, etc. . . . .  | 102            |
| <b>CHIEF ENGINEER.</b> See ENGINEERS OF THE FIRE DEPARTMENT.   |                |
| <b>CHIEF OF POLICE.</b> See POLICE, CHIEF OF.  |                |
| <b>CHIMNEYS</b>  |                |
| regulations as to . . . . .  | 56, 57, 58, 59 |
| how to be taken down before building is moved . . . . .  | 115            |
| <b>CITY AUDITOR.</b> See AUDITOR.  |                |
| <b>CITY CHARTER</b>  |                |
| passage of the act granting. NOTE . . . . .  | 1, 11          |
| adopted by inhabitants. NOTE . . . . .   | 1              |
| first elections under . . . . .  | 9, 10          |
| amendments of . . . . .  | 12, 26         |
| organization of city government for 1846 . . . . .   | 10             |
| acts inconsistent with, repealed . . . . .   | 11             |



**CITY CHARTER** — *Continued.*

|  |    |
|--|----|
| power of legislature to alter . . . . .  | 11 |
| to be submitted to inhabitants . . . . . | 11 |
| when to go into operation . . . . .      | 11 |

**CITY CLERK.** See **CLERK OF CITY**, and **ASSISTANT CITY CLERK.**

**CITY COLLECTOR.** See **COLLECTOR.**

**CITY COUNCIL**

|  |       |
|--|-------|
| to consist of board of aldermen and common council . . . . .   | 2     |
| may alter boundaries of wards . . . . .  | 2, 13 |
| shall determine number of members of common council for each ward . . . . .                          | 2, 13 |
| by by-law, to direct form, service, and return of warrants for all meetings of inhabitants . . . . . | 2     |
| mayor shall preside at meetings of . . . . .   | 4     |
| shall determine salary of mayor . . . . .  | 5     |
| may make by-laws and annex penalties . . . . .   | 7     |
| shall direct how by-laws shall be published . . . . .  | 7     |
| duties of . . . . .  | 7     |
| to have care of all city property . . . . .  | 7     |
| to have power to sell, let, and purchase property . . . . .  | 7     |
| all persons intrusted with public moneys to account to . . . . .                                     | 7     |
| to publish accounts of receipts and expenditures . . . . .   | 7, 8  |
| to publish schedule of property and debts of city . . . . .  | 8     |
| may lay out new streets or ways . . . . .  | 8, 13 |
| may estimate damage sustained . . . . .  | 8, 13 |
| may construct drains and common sewers . . . . .   | 8     |
| to have powers of board of health . . . . .  | 8     |
| how to carry them into execution . . . . .   | 8     |
| may provide for appointment and compensation of necessary officers . . . . .                         | 8     |
| ineligible to offices of emolument . . . . .   | 8     |
| to elect city clerk . . . . .  | 8, 12 |
| to elect treasurer, etc. . . . .   | 8, 12 |
| to fill certain vacancies . . . . .  | 8, 12 |
| may establish a fire department . . . . .  | 13    |
| may regulate number of officers and members . . . . .  | 13    |
| may provide for appointment and removal of officers and members . . . . .                            | 13    |
| may make rules and regulations . . . . .   | 13    |
| boards and officers intrusted with public money to account to . . . . .                              | 7, 14 |
| appropriations by, not to be exceeded . . . . .  | 7, 14 |
| in April, 1877, to elect overseers of poor . . . . .   | 23    |
| to elect overseers of the poor thereafter . . . . .  | 23    |
| to fill vacancies in overseers of poor . . . . .   | 23    |
| may require accounts and reports from overseers of poor . . . . .                                    | 23    |
| consent of three-fourths of, required to remove treasurer . . . . .                                  | 25    |
| in joint convention, may elect successor to treasurer . . . . .                                      | 25    |
| to fix compensation of officers collecting taxes, etc. . . . .                                       | 25    |
| joint rules and orders of . . . . .  | 173   |

See **COUNCIL, CITY.**

**CITY DEBT.** See **SINKING FUNDS.**

**CITY DEBT**

|   |     |
|---|-----|
| creation of, after annual appropriations have been passed . . . . . | 175 |
|---|-----|

**CITY ENGINEER.** See **ENGINEER.**

**CITY MESSENGER.** See **MESSENGER.**

**CITY MONEYS.** See **ACCOUNTS, AUDITOR, FINANCE, OFFICERS, TREASURER.**

**CITY OFFICERS**

|  |               |
|--|---------------|
| annual meeting for choice of . . . . .             | 2, 12         |
| chosen by people, to be chosen by ballot . . . . . | 2             |
| term of office of . . . . .                        | 2, 12, 13, 15 |
| accountability of . . . . .                        | 7, 15         |

See **OFFICERS.**

**CITY PROPERTY**

|  |   |
|--|---|
| city council to have care of . . . . . | 7 |
|--|---|

**CITY SEAL.** See **SEAL.**

**CITY SOLICITOR.** See **SOLICITOR.**

**CITY TREASURER.** See **TREASURER.****CLAIMS**

against the city, how to be examined . . . . . 31, 32, 33  
 see **ACCOUNTS**

**CLAPPER**

in drains, when required . . . . . 107

**CLERK OF BOARD OF ENGINEERS**

salary . . . . . 99

**CLERK OF CITY**

to record ordinances . . . . . 29

to notify auditor of orders authorizing expenditures, etc. . . . . 33

to report daily to auditor money received . . . . . 33

to pay to treasurer daily money received . . . . . 33

to report to treasurer orders for sewers and sidewalk assessments . . . . . 33

to have care of city records and documents, etc. . . . . 65

to attend all meetings of mayor and aldermen, and of both branches of  
 the city council when met in convention . . . . . 65

to keep records of proceedings in such cases . . . . . 65

bond . . . . . 65

new bond, when to be given . . . . . 65

to make annual statement to the city council of fees, etc., received . . . . . 74

may issue licenses to use and drive vehicles for conveyance for persons,  
 etc., for hire . . . . . 85

to keep record of licenses granted for stands for vehicles, and of per-  
 sons to use and drive vehicles for hire . . . . . 85

office hours of . . . . . 92

salary . . . . . 99

to be custodian of city seal . . . . . 103

to keep record of streets and sidewalks accepted . . . . . 118

to sign warrants for calling meetings in the several precincts . . . . . 132

duties of, at general meetings of inhabitants . . . . . 133

to keep record of proceedings at such general meetings . . . . . 133

to enter returns of votes for mayor and aldermen on records . . . . . 3

to record certificate of oath of mayor and aldermen . . . . . 4

to countersign returns of votes . . . . . 6

election of . . . . . 12

to be sworn . . . . . 8

term and tenure of office of . . . . . 8

duties of . . . . . 8

to be clerk of mayor and aldermen . . . . . 8

of city council in convention . . . . . 8

to perform duties and have powers of former town clerk . . . . . 8

to deliver journals, etc., to his successor . . . . . 8

transfer of records, etc., to, in 1846 . . . . . 10

to reduce messages to common council to writing . . . . . 175

**CLERK OF COMMITTEES**

election of . . . . . 67

tenure of office of . . . . . 67

duties of . . . . . 67

salary . . . . . 99

**CLERK OF COMMON COUNCIL**

salary . . . . . 99

to record certificate of oath of common councilmen . . . . . 6

election of . . . . . 6

to be sworn . . . . . 6

his term of office . . . . . 6

to reduce messages to mayor and aldermen to writing . . . . . 175, 185

to enroll ordinances and resolutions . . . . . 184

his duties . . . . . 6, 184, 185

**CLERK OF WARD**

election of, to be sworn . . . . . 3

to enter certificate of oath of warden, clerk, and inspectors of elections  
 in ward records . . . . . 3

*pro tempore*; his duties . . . . . 3

voting lists to be delivered to . . . . . 5

|  |               |
|--|---------------|
| <b>CLUBS</b>   |               |
| possession of, on streets forbidden . . . . .                            | 117           |
| <b>COAL</b>  |               |
| not to remain unnecessarily in streets over night . . . . .              | 118           |
| <b>COAL HOLES</b>  |               |
| in streets, regulations relative to . . . . .                            | 119           |
| <b>COASTING</b>  |               |
| in streets prohibited without permission . . . . .                       | 116           |
| <b>COLLECTOR OF TAXES.</b> See <b>TREASURER.</b>                         |               |
| <b>COLUMNS</b>   |               |
| how to be constructed . . . . .  | 55            |
| <b>COMMISSIONERS</b>   |               |
| certain, to make annual report . . . . .                                 | 42            |
| <b>COMMISSIONERS OF CAMBRIDGE CEMETERY.</b> See <b>CEMETERY.</b>         |               |
| <b>COMMISSIONERS OF THE SINKING FUNDS</b>                                |               |
| to have control of all funds for payment of the city debt, except the    |               |
| water loan . . . . .   | 108           |
| how constituted . . . . .  | 108           |
| how chosen . . . . .   | 108           |
| term of office . . . . .   | 108           |
| no member of city council to be a member of . . . . .                    | 108           |
| loans, for what time to be negotiated . . . . .                          | 108           |
| bonds for loans to bear on their face the purpose for which they were    |               |
| issued . . . . .   | 108           |
| annual appropriations for sinking funds, amount of . . . . .             | 108           |
| to certify to auditor annually the amounts required for sinking funds .  | 109           |
| debts due, how paid by board from fund . . . . .                         | 109           |
| annual report . . . . .  | 109           |
| <b>COMMITTEE ON FINANCE.</b> See <b>FINANCE, COMMITTEE ON.</b>           |               |
| <b>COMMITTEE ON PUBLIC PROPERTY.</b> See <b>PUBLIC PROPERTY, Com-</b>    |               |
| <b>MITTEE ON.</b>  |               |
| <b>COMMITTEES</b>  |               |
| regular meetings of various, for approval of bills . . . . .             | 35            |
| to keep records of contracts made and bills approved . . . . .           | 35            |
| certain, to make annual reports . . . . .                                | 42            |
| to be governed in their purchases by provisions of chapter III. of these |               |
| ordinances . . . . .   | 43            |
| clerk of . . . . .   | 67            |
| joint standing . . . . .   | 173, 174      |
| mayor, if a member, <i>ex officio</i> chairman . . . . .                 | 174           |
| how chosen or appointed . . . . .  | 174           |
| who to be chairman . . . . .   | 174           |
| to make no indorsements on papers referred . . . . .                     | 174           |
| to keep records of proceedings . . . . .                                 | 174, 184      |
| when to report . . . . .   | 174, 178, 184 |
| copies of papers, etc., to be made by clerk . . . . .                    | 171           |
| reports, where to be made . . . . .                                      | 174           |
| reports of, must be agreed to in actual meeting . . . . .                | 174, 184      |
| committees of conference . . . . .                                       | 175           |
| duty of, when estimates exceed appropriation . . . . .                   | 175           |
| if authorized to purchase materials, to advertise . . . . .              | 175           |
| of board of aldermen . . . . .   | 178           |
| committee of the whole . . . . .   | 180           |
| rules of proceeding . . . . .  | 180           |
| standing committees of common council . . . . .                          | 183           |
| duty as to serving on . . . . .  | 182           |
| not to serve if privately interested, etc. . . . .                       | 182           |
| when committees may sit . . . . .  | 183           |
| chairman of committee . . . . .  | 183           |
| special committees of common council to consist of three . . . . .       | 184           |
| duties of clerk of common council in relation to committees . . . . .    | 185           |
| <b>COMMITTEE ON PRINTING</b>   |               |
| to provide blank requisitions for stationery . . . . .                   | 175           |

**COMMON COUNCIL**

|   |          |
|---|----------|
| salary of clerk of . . . . .  | 99       |
| number of members of, from the several wards . . . . .  | 131      |
| to consist of twenty persons . . . . .  | 2        |
| with board of aldermen, to compose city council . . . . .   | 2        |
| majority of, to constitute a quorum . . . . .   | 2        |
| no member of, to receive compensation . . . . .   | 2        |
| members of, how apportioned . . . . .   | 2        |
| to be residents in the ward . . . . .   | 2        |
| number of members of, in the several wards . . . . .  | 2, 9     |
| election of members . . . . .   | 3, 12    |
| certificates of election . . . . .  | 3        |
| with aldermen, to elect mayor in case of vacancy . . . . .  | 4        |
| to be sworn . . . . .   | 4        |
| certificate of oath . . . . .   | 4        |
| to be a distinct board, except when acting in convention . . . . .                                  | 6        |
| to choose a president . . . . .   | 6        |
| his duties . . . . .  | 6        |
| to choose a clerk . . . . .   | 6        |
| his duties . . . . .  | 6, 184   |
| sittings of, to be public . . . . .   | 6        |
| to judge of election and qualification of its members . . . . .                                     | 6        |
| vacancy in . . . . .  | 6        |
| special meetings of . . . . .   | 4        |
| members of, not to hold offices of emolument . . . . .  | 8        |
| no committee of, to make contracts exceeding appropriations . . . . .                               | 14       |
| may propose to mayor and aldermen a time to which both boards will adjourn . . . . .                | 175      |
| clerk of, to reduce messages to mayor and aldermen to writing . . . . .                             | 175, 183 |
| papers sent to mayor and aldermen to be under signature of clerk, except, etc. . . . .              | 175      |
| ordinances and joint resolutions in last stage to be under signature of presiding officer . . . . . | 175      |
| president of, to be a member of committee on finance . . . . .                                      | 173      |
| of committee on public instruction . . . . .  | 173      |
| number of members of, on joint committees . . . . .   | 173, 174 |
| <i>rules and orders of</i> . . . . .  | 173, 180 |
| rights and duties of president of . . . . .   | 180      |
| rights and duties of members . . . . .  | 181      |
| communications, committees, and reports . . . . .   | 183      |
| standing committees of . . . . .  | 183      |
| elections by . . . . .  | 183      |
| powers and duties of committees of . . . . .  | 184      |
| ordinances, orders, and resolutions . . . . .   | 184      |
| duties of clerk of . . . . .  | 184      |

**COMMON SEWERS.** See SEWERS.**COMMONS AND PUBLIC GROUNDS**

|   |    |
|---|----|
| superintendent of streets to have care of . . . . .                   | 68 |
| trees on, not to be climbed, etc. . . . .                             | 68 |
| horses not allowed on, except, etc. . . . .                           | 68 |
| grazing animals not allowed on . . . . .                              | 68 |
| turf, etc., not to be dug on or carried away from . . . . .           | 68 |
| filth, dirt, etc., not to be carried on . . . . .                     | 68 |
| stones, sand, etc., not to be placed on . . . . .                     | 68 |
| wheelbarrows, bicycles, etc., not allowed on . . . . .                | 68 |
| carpets not to be cleaned on . . . . .                                | 68 |
| athletic sports not allowed on, except, etc. . . . .                  | 68 |
| public speaking on, without a permit not allowed . . . . .            | 69 |
| merchandise not to be exposed or for sale without a permit . . . . .  | 69 |
| booths, tents, etc., not to be erected on, without a permit . . . . . | 69 |
| seats, fences, etc., on, not to be pulled up, etc. . . . .            | 69 |
| monuments and statues on, not to be defaced . . . . .                 | 69 |
| hydrants on, not to be interfered with . . . . .                      | 69 |
| walking, etc., on flower-beds in, etc., prohibited . . . . .          | 69 |
| walking, lying, etc., on grass on, prohibited after notice . . . . .  | 69 |
| missiles not to be thrown on . . . . .                                | 69 |

**COMMONS AND PUBLIC GROUNDS — Continued.**

|  |     |
|--|-----|
| superintendent of streets to cause ordinances and statutes for protection of, to be enforced . . . . . | 69  |
| exposing gaming devices on, prohibited . . . . .   | 116 |
| gaming on, forbidden . . . . .   | 116 |

**COMPENSATION. See SALARIES.****COMPENSATION**

|  |   |
|--|---|
| no member of city council to receive . . . . . | 2 |
|--|---|

**CONDUCTORS**

|   |    |
|---|----|
| certain buildings to be provided with . . . . . | 55 |
|---|----|

**CONDUITS. See TELEGRAPH, and other ELECTRIC LINES.****CONFERENCE**

|  |     |
|--|-----|
| in case of disagreement . . . . .                    | 175 |
| notice of non-concurrence in any ordinance . . . . . | 175 |

**CONSTABLES**

|   |     |
|---|-----|
| warrants for elections to be served by . . . . .        | 132 |
| warrants for general meetings to be served by . . . . . | 133 |
| appointed by mayor and aldermen . . . . .               | 5   |
| removal and bonds of . . . . .                          | 5   |

**CONTRACTS**

|   |     |
|---|-----|
| manner of making, by boards and committees . . . . .  | 43  |
| advertisements for proposals, etc. . . . .  | 43  |
| plans, specifications, and schedules to be prepared when advertisements are made . . . . .                                | 43  |
| above \$300 in amount to be accompanied by a suitable bond or deposit of money . . . . .                                  | 43  |
| no proposal for, to be accepted from certain parties . . . . .  | 43  |
| to be executed in triplicate and one copy deposited with the auditor . . . . .  | 43  |
| proposals for, to be under seal, and placed in a sealed box of which the clerk of committees shall hold the key . . . . . | 43  |
| proposal for, how opened, etc. . . . .  | 43  |
| to be awarded to the lowest bidder . . . . .  | 43  |
| proposals for, may be rejected by board or committee . . . . .  | 43  |
| bids to be preserved and open to public inspection . . . . .  | 44  |
| above \$300 in amount to be in writing . . . . .  | 44  |
| how may be altered . . . . .  | 44  |
| payments for extra work, when made . . . . .  | 44  |
| to provide that in case of alteration portion not affected shall remain in force . . . . .                                | 44  |
| payment for work under alterations not to be made until completion of whole contract, etc. . . . .                        | 44  |
| not to extend beyond one year without special permission, etc. . . . .  | 44  |
| involving employment of labor to contain certain provisions . . . . .   | 44  |
| not to exceed appropriations . . . . .  | 14  |
| when estimates exceed appropriation . . . . .   | 175 |

**CONVENTION**

|   |       |
|---|-------|
| city clerk to attend all meetings of both branches of city council in . . . . . | 65    |
| to keep records of such meetings . . . . .                                      | 65    |
| for organizing city government . . . . .  | 4     |
| for election of mayor . . . . .   | 4     |
| city clerk . . . . .  | 8, 12 |
| city treasurer, etc. . . . .  | 8, 12 |
| mayor to preside in . . . . .   | 5     |

**CONVEYANCES. See DEEDS.****CORPORATE POWERS**

1

**COUNCIL, CITY**

|   |    |
|---|----|
| to elect auditor . . . . .                                  | 31 |
| to determine his salary . . . . .                           | 31 |
| to elect one trustee of Bridge Charitable Fund . . . . .    | 46 |
| to prescribe compensation of assistant city clerk . . . . . | 65 |
| to elect clerk of committees . . . . .                      | 67 |
| to fix his compensation . . . . .                           | 67 |
| to choose city engineer . . . . .                           | 72 |
| to fix his compensation . . . . .                           | 72 |

**COUNCIL, CITY — Continued.**

|  |     |
|--|-----|
| may remove engineers of fire department from office . . . . .                      | 75  |
| to choose superintendent of lamps . . . . .  | 90  |
| to choose city messenger . . . . .   | 91  |
| to elect trustees of public library . . . . .                                      | 97  |
| to choose trustees of the Sanders Temperance Fund . . . . .                        | 101 |
| members of, not to be members of board of commissioners of sinking funds . . . . . | 108 |
| to elect city solicitor . . . . .  | 110 |
| to choose superintendent of streets . . . . .                                      | 112 |
| may give names to, and alter names of streets . . . . .                            | 113 |
| See CITY COUNCIL.  |     |

**COUNTY COMMISSIONERS**

|   |       |
|---|-------|
| appeals to, from city council's estimate of damages . . . . . | 7, 14 |
| See STREETS.  |       |

**COUNTY OFFICERS**

|                       |   |
|-----------------------|---|
| election of . . . . . | 9 |
|-----------------------|---|

**COURSING**

|   |     |
|---|-----|
| with sleds on streets forbidden, without permission . . . . . | 116 |
|---|-----|

**COURTS. See STREETS.****COWS**

|   |     |
|---|-----|
| not to be allowed to feed or go at large in the streets . . . . . | 115 |
|---|-----|

**CROTCHES**

|   |     |
|---|-----|
| possession of, on streets forbidden . . . . . | 117 |
|---|-----|

**DEAD**

burial of. See BURIALS. UNDERTAKERS.

**DEATHS**

|   |     |
|---|-----|
| to be reported to undertakers . . . . .                       | 128 |
| fees of undertakers for making returns of, how paid . . . . . | 128 |

**DEBTS**

|   |     |
|---|-----|
| of the city   |     |
| payable in ten years, eight and one-half per cent. to be appropriated annually . . . . .    | 108 |
| payable in twenty years, three and one-half per cent. to be appropriated annually . . . . . | 108 |
| payable in thirty years, two per cent. to be appropriated annually . . . . .                | 108 |
| certain moneys to be applied to the reduction of . . . . .                                  | 108 |
| See SINKING FUNDS.  |     |

**DEEDS**

|  |    |
|--|----|
| given by the city, how executed . . . . .                                    | 70 |
| releases of land sold to city for unpaid taxes, etc., how executed . . . . . | 70 |

**DEFACING**

|                               |     |
|-------------------------------|-----|
| property, forbidden . . . . . | 116 |
|-------------------------------|-----|

**DEMANDS**

|  |            |
|--|------------|
| against the city, how to be examined . . . . . | 31, 32, 33 |
|--|------------|

**DEPARTMENTS. See OFFICERS.****DIRT**

|  |     |
|--|-----|
| not to be placed in drinking fountains, etc., in streets . . . . . | 117 |
| house dirt, how removed . . . . .                                  | 120 |

**DISCOUNT**

|                    |    |
|--------------------|----|
| on taxes . . . . . | 45 |
|--------------------|----|

**DISORDERLY CONDUCT**

|                                 |     |
|---------------------------------|-----|
| in streets, forbidden . . . . . | 117 |
|---------------------------------|-----|

**DOGS**

|  |    |
|--|----|
| not to be allowed to walk, etc., on flower-beds on commons, etc. . . . .         | 69 |
| barking, etc., not to be kept in the city, and penalty for keeping one . . . . . | 71 |

**DOORS**

|   |     |
|---|-----|
| outer, of certain buildings, to be kept open when . . . . . | 50  |
| inner of certain buildings to open outward . . . . .        | 50  |
| not to swing on streets . . . . .                           | 115 |
| See CELLARS.  |     |

**DRAIN-LAYERS**

|  |     |
|--|-----|
| how licensed . . . . .                               | 105 |
| bond . . . . .                                       | 106 |
| to return permit to city engineer's office . . . . . | 106 |

**DRAINS**

|  |          |
|--|----------|
| house, construction of . . . . .   | 62       |
| regulations as to . . . . .  | 62, 63   |
| entering sewers, to be constructed, etc., only by persons licensed therefor, . . . . . | 105, 106 |
| how constructed . . . . .  | 106, 107 |
| bonds to be given by persons so licensed to construct . . . . .                        | 106      |
| penalty for constructing, etc., contrary to ordinance . . . . .                        | 107      |
| See SEWERS.  |          |

**DRIVING**

|  |     |
|--|-----|
| fast, prohibited on driveway of Fresh Pond . . . . . | 82  |
| in streets . . . . .                                 | 115 |

**DWELLING-HOUSES.** See BUILDINGS.**ELECTIONS**

|   |           |
|---|-----------|
| warrants for . . . . .  | 132       |
| mayor and aldermen to fix time for opening and closing polls at . . . . . | 132       |
| day of holding city election . . . . .                                    | 2, 12     |
| of mayor . . . . .  | 2, 9, 12  |
| of aldermen . . . . .   | 2, 9, 12  |
| of common councilmen . . . . .  | 2, 9, 12  |
| of city and ward officers . . . . .                                       | 2, 9, 12  |
| adjourned meeting for the election of ward officers . . . . .             | 3, 10     |
| to be holden in pursuance of warrants . . . . .                           | 2         |
| inspectors of, to be sworn . . . . .                                      | 3, 12     |
| how to be certified and returned . . . . .                                | 3         |
| failure to elect mayor or aldermen . . . . .                              | 4         |
| of representatives in General Court . . . . .                             | 6         |
| vacancy in board of aldermen . . . . .                                    | 6         |
| city council may provide for election of necessary officers . . . . .     | 8         |
| members of city council ineligible to offices of emolument . . . . .      | 8         |
| of city clerk . . . . .   | 8         |
| of city treasurer . . . . .   | 8         |
| of school committee . . . . .   | 9, 16     |
| of subordinate officers . . . . .   | 8, 16     |
| of overseers of the poor . . . . .  | 9, 15, 23 |
| of assessors . . . . .  | 9, 10     |
| of assistant assessors . . . . .  | 9, 10, 26 |
| of county, state, and national officers . . . . .                         | 5, 9      |
| first elections under city charter . . . . .                              | 10, 11    |
| by ballot in common council . . . . .                                     | 183       |
| See WARRANTS.   |           |

**ELECTIONS AND RETURNS**

|  |     |
|--|-----|
| committee of common council on . . . . . | 183 |
|--|-----|

**ELECTRIC LIGHT COMPANIES.** See TELEGRAPH, and other ELECTRIC LINES.**EMPLOYES**

|                                      |    |
|--------------------------------------|----|
| payment of . . . . .                 | 40 |
| office hours of, how fixed . . . . . | 92 |

**EMPLOYERS**

|   |    |
|---|----|
| liable for penalty if their employés violate an ordinance . . . . . | 30 |
|---|----|

**ENGINE COMPANIES**

|  |         |
|--|---------|
| how constituted . . . . .                              | 77      |
| foreman and assistant foreman, how nominated . . . . . | 77      |
| duties of enginemen and drivers . . . . .              | 77, 78  |
| engineman at large . . . . .                           | 77      |
| duties of foremen . . . . .                            | 77, 78  |
| duties of assistant foremen . . . . .                  | 77      |
| general provisions concerning . . . . .                | 78, 80  |
| salaries of officers and members . . . . .             | 99, 100 |

**ENGINEER, CITY**

|   |        |
|---|--------|
| to furnish lines and grades of streets . . . . .                                  | 50, 73 |
| to notify mayor and aldermen if structure be placed without application . . . . . | 50     |
| may fix grade and fall for house drain and soil pipes . . . . .                   | 62     |
| election of . . . . .   | 72     |
| tenure of office of . . . . .   | 72     |
| duties of . . . . .   | 72, 73 |

**ENGINEER, CITY — Continued.**

|  |        |
|--|--------|
| to make and have charge of plans of streets, etc. . . . .            | 72, 73 |
| to examine all bridges annually . . . . .                            | 73     |
| to make annual reports . . . . .                                     | 73     |
| may permit construction of conduits from vaults into common sewers . | 87     |
| office hours of . . . . .  | 92     |
| salary . . . . .   | 99     |
| to have general superintendence of common sewers, etc. . . . .       | 104    |
| to make and file in his office plans of common sewers . . . . .      | 105    |
| to have care of catch basins and connecting drains . . . . .         | 105    |
| to keep account of costs of sewers . . . . .                         | 105    |
| to report annually work performed, etc. . . . .                      | 105    |
| to prepare plans of estates to be assessed . . . . .                 | 105    |
| to give permits to enter common sewers, etc. . . . .                 | 106    |
| plans, etc., of common sewers to be kept in rooms of . . . . .       | 107    |
| rooms of, for purposes of ordinance on sewers to be a part of city   |        |
| clerk's office . . . . .   | 107    |

**ENGINEERING, COMMITTEE ON CITY**

|                          |        |
|--------------------------|--------|
| appointment of . . . . . | 72, 74 |
| members of . . . . .     | 72     |
| duties of . . . . .      | 72     |

**ENGINEERS OF THE FIRE DEPARTMENT**

|  |        |
|--|--------|
| to be one chief and three assistants . . . . .                                 | 75     |
| term of office of . . . . .  | 75     |
| how removed . . . . .  | 75     |
| vacancy, how filled . . . . .  | 75     |
| rank, how determined . . . . .   | 75     |
| warrants . . . . .   | 75     |
| board of engineers, how organized . . . . .                                    | 75     |
| majority to form a quorum . . . . .  | 75     |
| senior engineer to preside in chief's absence . . . . .                        | 75     |
| clerk of board . . . . .   | 75     |
| powers of board . . . . .  | 75     |
| to be responsible for property of department . . . . .                         | 75     |
| to have superintendence of reservoirs . . . . .                                | 75     |
| to have control of officers and members . . . . .                              | 75     |
| to make rules and regulations for the fire department . . . . .                | 76     |
| rules and regulations to be approved by mayor and aldermen . . . . .           | 76     |
| assistant engineers to report absences from fires . . . . .                    | 76     |
| chief engineer to keep record and report absences from fires to the city       |        |
| council . . . . .  | 76     |
| powers and duties of engineers at fires . . . . .                              | 76     |
| may require and compel assistance at fires . . . . .                           | 76     |
| shall suppress disorder at fires . . . . .                                     | 76     |
| chief engineer shall command at fires . . . . .                                | 76     |
| shall examine into condition of property of fire department . . . . .          | 76     |
| shall certify certain bills . . . . .  | 76     |
| shall make annual report . . . . .   | 76     |
| shall make repairs . . . . .   | 76     |
| shall keep permanent men employed . . . . .                                    | 76     |
| shall transmit all returns to city council . . . . .                           | 77     |
| shall keep rolls of companies . . . . .  | 77     |
| shall report accidents by fire . . . . .                                       | 77     |
| in absence of chief, the next in rank to execute his duties . . . . .          | 77     |
| any engineer may excuse from duty . . . . .                                    | 77, 78 |
| shall nominate foremen and assistant foremen . . . . .                         | 77, 78 |
| may remove officers or members . . . . .                                       | 79     |
| may transfer members . . . . .   | 79     |
| any engineer may suspend officer or member . . . . .                           | 79     |
| shall make rules concerning refreshments at fires . . . . .                    | 80     |
| chief engineer to be the superintendent of fire alarm telegraph . . . . .      | 80     |
| board of, to have care and control of the fire alarm telegraph . . . . .       | 80     |
| board of, to make rules for giving alarms by telegraph . . . . .               | 81     |
| office hours of chief engineer . . . . .                                       | 92     |
| applications for petroleum licenses to be referred to chief engineer . . . . . | 95     |
| may inspect premises described in petroleum license . . . . .                  | 95     |



**ENGINEERS OF THE FIRE DEPARTMENT — Continued.**

|  |    |
|--|----|
| shall complain of persons manufacturing, etc., petroleum without a license . . . . . | 95 |
| salaries of . . . . .  | 99 |
| salary of clerk of board of . . . . .  | 99 |

**ENGINEMEN. See FIRE DEPARTMENT.****ESTIMATES**

|  |    |
|--|----|
| of the amount of money necessary to be raised for annual expenditures of the city, to be laid before the city council, by the committee on finance . . . . . | 41 |
|--|----|

**EXHAUSTS . . . . . 107****EXPENDITURES**

|  |          |
|--|----------|
| not to be incurred in excess of appropriations . . . . .                   | 32       |
| auditor to report to mayor, etc., when appropriation is expended . . . . . | 32       |
| auditor's monthly statement of . . . . .                                   | 32       |
| treasurer's annual statement of . . . . .                                  | 39       |
| not to exceed appropriations . . . . .                                     | 174, 175 |
| subsequent, after annual appropriations have been passed . . . . .         | 175      |
| when estimates exceed appropriations . . . . .                             | 175      |

**FAST DRIVING**

|  |     |
|--|-----|
| prohibited on driveway of Fresh Pond . . . . . | 82  |
| in streets . . . . .                           | 115 |

**FENCE**

|  |         |
|--|---------|
| required in certain cases while building . . . . . | 61, 114 |
| when street is unsafe, etc. . . . .                | 113     |

**FEES**

|  |     |
|--|-----|
| received by city officers on behalf of the city to be paid daily to treasurer . . . . .                                      | 37  |
| received by police officers, except, etc., to be paid weekly to treasurer . . . . .  | 74  |
| city clerk and treasurer to make annual statement to the city council of all fees and perquisites received by them . . . . . | 74  |
| chief of police to make similar return of the fees and perquisites received by members of the police force . . . . .         | 74  |
| of weighers of hay, etc. . . . .   | 102 |
| of undertakers . . . . .   | 128 |

**FINANCE**

|  |       |
|--|-------|
| city council to have charge of finances . . . . .                      | 7, 14 |
| no money to be paid unless previously appropriated . . . . .           | 7     |
| all persons intrusted with moneys to account to city council . . . . . | 7     |
| city council to publish account of receipts and expenditures . . . . . | 7     |
| schedule of city property and debts . . . . .                          | 7     |

**FINANCE, COMMITTEE ON**

|   |     |
|---|-----|
| of whom to consist . . . . .  | 173 |
| may allow treasurer necessary expenses of deputy collectors, etc. . . . .           | 40  |
| to approve appointment of clerks in treasurer's office, and fix their pay . . . . . | 41  |
| to employ clerks in different departments . . . . .                                 | 41  |
| to fix duties and pay of such clerks . . . . .                                      | 41  |
| of whom to consist . . . . .  | 41  |
| when appointed . . . . .  | 41  |
| to negotiate all loans . . . . .  | 41  |
| to report loans to treasurer and auditor . . . . .                                  | 41  |
| to estimate annual appropriations and ways and means . . . . .                      | 41  |
| to audit treasurer's accounts, etc. . . . .   | 41  |
| to have access to books of any city official . . . . .                              | 41  |
| to examine notes and securities of city in treasurer's hand . . . . .               | 41  |
| to report thereon to city council . . . . .   | 41  |
| to approve compensation of persons employed in city engineer's department . . . . . | 72  |
| to approve compensation of janitors . . . . .                                       | 100 |

**FINANCIAL YEAR**

|                                 |    |
|---------------------------------|----|
| when to begin and end . . . . . | 41 |
|---------------------------------|----|

**FINES**

|  |    |
|--|----|
| for violation of ordinances, etc., to inure to use of city . . . . . | 30 |
|--|----|

See PENALTIES.

**FIRE-ALARM TELEGRAPH**

|   |        |
|---|--------|
| care, etc., of  | 80     |
| officers of, how appointed                              | 81     |
| rules concerning, how made                              | 80, 81 |
| penalty for injuring or defacing, etc., boxes, etc., of | 81     |
| for opening boxes of                                    | 81     |

See **ENGINEERS OF FIRE DEPARTMENT.**

**FIRE ARMS**

|                                     |     |
|-------------------------------------|-----|
| not to be discharged in city limits | 116 |
|-------------------------------------|-----|

**FIRE DEPARTMENT**

|  |         |
|--|---------|
| how constituted  | 75      |
| engineers' election and removal of   | 75      |
| rank of engineers, how determined  | 75      |
| warrants of engineers  | 75      |
| board of engineers, organization, powers, and duties of                        | 75      |
| powers and duties of engineers at fires  | 76      |
| chief engineer, powers and duties of   | 76      |
| in absence of chief engineer next in rank to act                               | 77      |
| qualifications of members  | 77      |
| steam fire-engine companies, of whom to consist                                | 77      |
| duties of enginemen and drivers of engine companies                            | 77      |
| duties of foremen and assistant foremen of                                     | 77      |
| enginemen at large   | 77      |
| duties of drivers of steam fire-engines and hose carriages                     | 78      |
| hook and ladder companies, of whom to consist                                  | 78      |
| duties of foremen and assistant foremen of                                     | 78      |
| duties of driver of  | 78      |
| members of various companies, how appointed                                    | 78      |
| their tenure of office   | 78      |
| warrants for members   | 78      |
| duties of foremen as to rolls, etc.  | 78      |
| duties of companies in case of fire  | 79      |
| removal of officers and members  | 79      |
| transfer of members  | 79      |
| suspension of officers or members  | 79      |
| removals of members to be recorded   | 79      |
| reinstatement of officers and members removed                                  | 79      |
| duty of foremen at fires   | 79      |
| who shall act in foreman's absence   | 79      |
| companies not to impose fines  | 80      |
| clerk of companies to record absences  | 80      |
| deduction to be made from pay for unexcused absences                           | 80      |
| absence of members, etc., from fires in certain cases cause of discharge       | 80      |
| permanent men to wear uniform  | 80      |
| members to wear badges at fires  | 80      |
| no intoxicating liquors or gambling allowed in houses                          | 80      |
| companies not to leave city without permission                                 | 80      |
| refreshments, rules as to  | 80      |
| chief engineer to be superintendent of the fire-alarm telegraph                | 80      |
| board of engineers to have care and control of the fire-alarm telegraph        | 80      |
| board of engineers to make rules about alarms by telegraph                     | 81      |
| mayor and aldermen to appoint telegraph corps                                  | 81      |
| tenure of office of telegraph corps  | 81      |
| signal-boxes and poles of fire-alarm telegraph not to be interfered with, etc. | 81      |
| penalty for such interference, etc.  | 81      |
| salaries of officers and members   | 99, 100 |
| acts establishing, in town of Cambridge, continued in force, except, etc.      | 6, 13   |
| powers of mayor and aldermen   | 6       |
| city council may establish fire department                                     | 13      |
| may prescribe number of officers and members                                   | 13      |
| appointments and removals  | 13      |
| rules and regulations  | 13      |
| enginemen, hosemen, hook-and-ladder men, to be appointed by mayor and aldermen | 13      |

|   |                        |            |
|---|------------------------|------------|
| <b>FIRE BELTS.</b>  | See <b>FIRE STOPS.</b> |            |
| <b>FIRE GUARDS.</b>   | See <b>FIRE STOPS.</b> |            |
| <b>FIRE STOPS</b>   |                        |            |
| when required   |                        | 59, 60, 61 |
| <b>FIREWOOD</b>   |                        |            |
| not to remain unnecessarily on streets over night                       |                        | 118        |
| <b>FLOORS</b>   |                        |            |
| construction of   |                        | 56         |
| <b>FLOWERS</b>  |                        |            |
| not to be plucked on commons, etc.                                      |                        | 69         |
| <b>FLUES</b>  |                        |            |
| regulations as to   |                        | 57, 58, 59 |
| <b>FOOT BALL.</b>   | See <b>BALL.</b>       |            |
| <b>FOUNDATIONS</b>  |                        |            |
| required for certain wooden structures                                  |                        | 53         |
| <b>FOUNDATION WALLS</b>   |                        |            |
| of dwelling-houses, how constructed                                     |                        | 51, 52     |
| of wooden buildings, other than dwelling-houses, how constructed        |                        | 52         |
| of brick buildings, other than dwelling-houses, how constructed         |                        | 52         |
| what is meant by  |                        | 63         |
| <b>FOUNTAINS</b>  |                        |            |
| for drinking, not to be contaminated                                    |                        | 117        |
| <b>FOWLS</b>  |                        |            |
| not to go at large in streets   |                        | 115        |
| <b>FRESH POND</b>   |                        |            |
| constituted a reservoir, storage basin, and water supply for city       |                        | 82         |
| fishing, swimming, bathing, boating, etc., in, forbidden                |                        | 82         |
| throwing dirt, etc., in, or on land, etc., appurtenant to, forbidden    |                        | 82         |
| going upon the ice of, except to skate, forbidden                       |                        | 82         |
| using sleds, ice boats, etc., on the ice of, forbidden                  |                        | 82         |
| skating allowed on, under regulations of the water board                |                        | 82         |
| teams conveying burdens not to be driven upon the driveway of           |                        | 82         |
| funeral processions not to be driven upon the driveway of               |                        | 82         |
| fast driving on driveway of, prohibited                                 |                        | 82         |
| trees, etc., on land and driveway appurtenant thereto not to be injured |                        | 82         |
| sward, gravel, etc., on such land and driveway not to be dug or carried |                        |            |
| away  |                        | 82         |
| climbing, or tying horses to trees, etc., on such land                  |                        | 82         |
| posting bills, etc., within grounds of, prohibited                      |                        | 83         |
| penalty for violating provisions relating to                            |                        | 83         |
| <b>FUEL</b>   |                        |            |
| not to remain unnecessarily in the streets over night                   |                        | 118        |
| committee on, of whom to consist  |                        | 173        |
| <b>FUNERALS.</b>  | See <b>BURIALS.</b>    |            |
| <b>FURNACES</b>   |                        |            |
| regulations as to   |                        | 58         |
| <b>GAMING</b>   |                        |            |
| in streets forbidden  |                        | 116        |
| <b>GATES</b>  |                        |            |
| not to swing over streets   |                        | 115        |
| <b>GENERAL MEETINGS OF CITIZENS</b>                                     |                        |            |
| when to be held and how to be called                                    |                        | 3, 5, 6    |
| where to be held  |                        | 132        |
| form of warrants for  |                        | 132        |
| warrants for, how served  |                        | 133        |
| proceedings at  |                        | 133        |
| duties of city clerk at   |                        | 133        |
| record of proceedings of, to be kept                                    |                        | 133        |
| <b>GOATS</b>  |                        |            |
| not to go at large in streets   |                        | 115        |

|  |        |
|--|--------|
| <b>GRADE</b>   |        |
| of street to be obtained before building . . . . .   | 50     |
| to be furnished by city engineer . . . . .   | 50     |
| lowest, of floor of basement story to be designated in building permit .                                 | 51     |
| <b>GRATES</b>  |        |
| in streets regulated . . . . .   | 115    |
| <b>GRAVES.</b> See <b>BURIALS.</b>   |        |
| <b>GUIDE-BOARDS</b>  |        |
| not to be injured, etc. . . . .  | 116    |
| <b>GUIDE-POSTS</b>   |        |
| not to be injured, etc. . . . .  | 116    |
| <b>GUNPOWDER</b>   |        |
| regulations for keeping . . . . .  | 84     |
| transportation of . . . . .  | 84     |
| regulations concerning vehicles containing . . . . .   | 84     |
| inspection of vehicles containing . . . . .  | 84     |
| <b>GUNS</b>  |        |
| not to be discharged in city limits . . . . .  | 116    |
| <b>HACKNEY CARRIAGES.</b> See <b>VEHICLES.</b>   |        |
| <b>HANDCARTS.</b> See <b>VEHICLES.</b>   |        |
| <b>HAY</b>   |        |
| scales for the weighing of, to be established . . . . .  | 102    |
| duties of weighers of . . . . .  | 102    |
| fees of weighers of . . . . .  | 102    |
| <b>HEALTH. BOARD OF</b>  |        |
| powers of, vested in city council . . . . .  | 8      |
| how to be exercised . . . . .  | 8      |
| committee on, of whom to consist . . . . .   | 174    |
| certain plumbing to be done to the satisfaction of . . . . .   | 63     |
| members to serve without compensation . . . . .  | 87     |
| suitable accommodations to be furnished to . . . . .   | 87     |
| to make annual report to city council . . . . .  | 87     |
| to submit annual estimate of appropriations required by it to the com-<br>mittee on finance . . . . .    | 87     |
| duties and powers of . . . . .   | 87     |
| to make contracts and regulations for cleaning cesspools, vaults, etc. .                                 | 87     |
| all such contracts to be conditioned that work be done to its satisfac-<br>tion . . . . .                | 87     |
| to keep account of work done by it and deliver bills for same to<br>treasurer . . . . .                  | 87     |
| to report list of such bills to auditor monthly . . . . .  | 87     |
| to direct city engineer as to permits for construction of connections of<br>vaults with sewers . . . . . | 87     |
| <b>HEARSEs</b>   |        |
| not to be driven on driveway of Fresh Pond . . . . .   | 82     |
| See <b>BURIALS.</b>  |        |
| <b>HEARTHs</b>   |        |
| regulations as to . . . . .  | 58     |
| <b>HEATING APPARATUS</b>   |        |
| when unsafe, to be put into proper condition at once . . . . .   | 59     |
| <b>HIGHWAYS.</b> See <b>STREETS.</b>   |        |
| <b>HOOK AND LADDER COMPANIES.</b>  |        |
| how constituted . . . . .  | 78     |
| foremen and assistant foremen, how nominated . . . . .   | 78     |
| duties of foremen and assistant foremen and drivers . . . . .  | 78     |
| general provisions concerning . . . . .  | 78, 80 |
| salaries of officers and members . . . . .   | 99     |
| appointment of members . . . . .   | 13     |
| See <b>FIRE DEPARTMENT.</b>  |        |
| <b>HORSE-RAILROADs.</b> See <b>STREET RAILWAYS AND STREETS.</b>  |        |

**HORSES**

|   |     |
|---|-----|
| not to be tied to trees upon commons, etc.                          | 68  |
| not to be permitted on commons, etc., except, etc.                  | 68  |
| not to be allowed to go at large or feed on commons, etc.           | 68  |
| fast driving of, forbidden on driveway of Fresh Pond                | 82  |
| not to be tied to trees, etc., on grounds appurtenant to Fresh Pond | 82  |
| not to be allowed to go at large or graze on streets                | 115 |
| fast driving of, forbidden in streets                               | 115 |
| not to be stopped on flagging stones                                | 116 |
| not to be wantonly frightened in streets                            | 116 |
| not to be cleaned in streets  | 116 |
| not to be tied to trees in streets                                  | 118 |
| not to be allowed to stand near trees in streets                    | 118 |
| See VEHICLES. STREETS.  |     |

**HOSE**

|                                     |     |
|-------------------------------------|-----|
| water board may restrict the use of | 139 |
|-------------------------------------|-----|

**HOSEMEN. See FIRE DEPARTMENT.****HOT AIR REGISTERS**

|                   |    |
|-------------------|----|
| regulations as to | 60 |
|-------------------|----|

**HOURS**

|                          |    |
|--------------------------|----|
| office, at the city hall | 92 |
| of city employés,        | 92 |

**HYDRANTS**

|  |     |
|--|-----|
| injury to, prohibited                          | 137 |
| opening of, except in case of fire, prohibited | 137 |

**ICE**

|  |     |
|--|-----|
| not to be thrown into street without being broken up | 118 |
| sidewalks encumbered with, to be made safe           | 121 |
| who responsible for removal of                       | 121 |

**INSPECTOR OF BUILDINGS**

|  |    |
|--|----|
| superintendent of public building to be <i>ex officio</i>                          | 48 |
| to examine buildings in course of erection, alteration, etc.                       | 48 |
| to grant permits for erection or alteration of buildings                           | 49 |
| to keep record of business of his department                                       | 49 |
| to make annual report  | 49 |
| duty when building is dangerous or unsafe  | 49 |
| to perform duties required by board of aldermen                                    | 49 |
| to examine all buildings used for public use, etc.                                 | 49 |
| duty in case of temporary dangerous condition of such buildings                    | 49 |
| authorized to enter such buildings   | 50 |
| to be given written notice of proposed erection or alteration of certain buildings | 50 |
| no work except repairs to be done on buildings, etc., without permit from          | 50 |
| not to grant permit until he has inspected plans, etc.,                            | 51 |
| copies of plans, etc., of public buildings to be deposited in office of            | 51 |
| to designate grade in permit   | 51 |
| doorways in party walls not to cut without permit from                             | 54 |
| chimneys not built from the ground, to be constructed to satisfaction of           | 54 |
| construction of chimneys in certain buildings left to decision of                  | 54 |
| to grant permits for setting of furnaces or ranges set in masonry                  | 58 |
| steam heating apparatus not to be placed in dwelling-houses without permit from    | 58 |
| certain furnaces, steam engines, etc., not to be erected without a permit from     | 59 |
| if chimney flue or heating apparatus is unsafe, to notify owner or agent           | 59 |
| certain fire and smoke stops to be approved by                                     | 61 |
| snow guards, when required, to be constructed to the satisfaction of               | 61 |
| plumbers to register names and places of business in office of                     | 62 |

**INSPECTORS OF ELECTIONS**

|   |   |
|---|---|
| three to be chosen                                  | 2 |
| to be sworn   | 3 |
| their duties  | 3 |
| majority of, to certify copy of record of elections | 3 |
| to sign certificates of election of common council  | 3 |
| See WARD OFFICERS.                                  |   |

|  |          |
|--|----------|
| INSPECTOR OF MILK  |          |
| salary   | 99       |
| INTEREST   |          |
| due on notes of the city may be paid without mayor's order                                 | 36       |
| on unpaid taxes, rate of   | 45       |
| on certain payments to commissioners of the sinking funds                                  | 108      |
| INTERMENT OF THE DEAD. See BURIALS. UNDERTAKERS.   |          |
| JANITORS   |          |
| compensation, how fixed  | 100      |
| JOINT CONVENTION. See CONVENTION.  |          |
| JOINT RULES AND ORDERS   |          |
| of city council  | 173      |
| JOINT STANDING COMMITTEES  |          |
| appointment of   | 173      |
| what, to be appointed  | 173, 174 |
| of whom to consist   | 173, 174 |
| to keep records of proceedings   | 174      |
| mayor to be, <i>ex officio</i> , chairman of any, of which he is a member                  | 174      |
| JUDGMENTS  |          |
| against the city may be paid without mayor's order   | 37       |
| JUNK   |          |
| dealers in, etc., to be licensed   | 88       |
| term of licenses   | 88       |
| fee of licenses  | 88       |
| to keep records of purchases made by them  | 88       |
| to have signs on their shops with the names  | 88       |
| shops of, subject to examination   | 88       |
| not to purchase from minors  | 88       |
| articles purchased, etc., not to be sold within one week, unless, etc.,                    | 88       |
| at what hours shops of, to be kept open  | 88       |
| provisions of chapter twenty-one of these ordinances to be inserted in licenses granted to | 89       |
| LABORERS   |          |
| who shall be employed as such  | 37       |
| working day for, what constitutes  | 37       |
| contracts involving employment of, to contain a certain provision                          | 44       |
| LAMPS  |          |
| not to be injured, etc.  | 116      |
| public in streets, not to be lighted or extinguished without authority                     | 117      |
| committee on   | 173      |
| of whom to consist   | 173      |
| LAMPS. SUPERINTENDENT OF   |          |
| election   | 90       |
| tenure of office   | 90       |
| duties   | 90       |
| to make quarterly reports  | 90       |
| annual report  | 90       |
| salary   | 99       |
| LANES. See STREETS.  |          |
| LANGUAGE   |          |
| indecent, etc., not to be used in streets  | 117      |
| LEADERS  |          |
| certain buildings to be provided with  | 55       |
| LEASES   |          |
| given by city, how executed  | 70       |
| LIBRARY, PUBLIC  |          |
| board of trustees, how constituted   | 97       |
| election of trustees   | 97       |
| trustees to choose librarian   | 97       |
| duties of trustees   | 97       |
| trustees to expend moneys, how   | 97       |
| to establish fees for use of   | 97       |
| to make by-laws  | 97       |

**LIBRARY, PUBLIC — Continued.**

|  |    |
|--|----|
| moneys for use of, when to be paid . . . . .   | 97 |
| trustees to make annual report . . . . .   | 98 |
| money, how paid, or account of . . . . .   | 98 |
| moneys received, under section 107 of chapter 102 of the Public Statutes<br>to be paid to trustees . . . . . | 98 |
| such moneys to be in addition to appropriation . . . . .   | 98 |

**LICENSES**

|  |          |
|--|----------|
| when act is prohibited by ordinance without license of certain officer or<br>board such officer or board to have . . . . . | 30       |
| for stands for vehicles . . . . .  | 85       |
| to persons to use and drive vehicles for conveyance of persons or prop-<br>erty for hire . . . . .                         | 85       |
| dealing, etc., in junk, etc., prohibited without . . . . .   | 88       |
| for carrying on business of a pawn-broker . . . . .  | 93       |
| to manufacture, etc., petroleum . . . . .  | 94       |
| of drain layers . . . . .  | 105      |
| to dig up, etc., streets . . . . .   | 114      |
| to move buildings through streets . . . . .  | 115      |
| to put plank walks on sidewalks . . . . .  | 118      |
| to construct coal-holes, etc., in sidewalks . . . . .  | 119      |
| to move buildings . . . . .  | 115, 178 |
| committee on, of whom to consist . . . . .   | 178      |

**LIGHTS**

|   |     |
|---|-----|
| to be put up in streets when unsafe . . . . .   | 113 |
| when they are obstructed by building . . . . .  | 114 |
| penalty for extinguishing, etc., such . . . . . | 115 |

**LINE**

|  |    |
|--|----|
| of street to be obtained before building . . . . . | 50 |
| city engineer to furnish . . . . .                 | 50 |

**LOANS**

|  |     |
|--|-----|
| for what time to be negotiated . . . . . | 108 |
|--|-----|

**LUMBER**

|   |     |
|---|-----|
| not to be placed in streets without license . . . . . | 114 |
|---|-----|

**MATERIALS**

|   |     |
|---|-----|
| schedules of, to be shown to parties proposing to bid . . . . . | 43  |
| or supplies, proposals for furnishing . . . . .                 | 175 |

**MAYOR**

|  |        |
|--|--------|
| May draw order for payment of claims allowed by committee on ac-<br>counts . . . . .               | 32, 36 |
| may draw order without action by such committee in certain cases . . . . .                         | 36     |
| may draw order for money due in advance on contracts . . . . .                                     | 36     |
| his written order on treasurer required for payment of money, except<br>in certain cases . . . . . | 37     |
| to sign bonds for payment of money . . . . .   | 41     |
| to be one of the trustees of the Bridge Charitable Fund . . . . .                                  | 46     |
| may grant certain privileges on commons, etc. . . . .  | 68, 69 |
| to execute deeds, etc., given by the city . . . . .  | 70     |
| when may discharge or assign mortgages held by city . . . . .                                      | 70     |
| when may release tax tithes held by the city . . . . .   | 70     |
| salary . . . . .   | 99     |
| to be chairman of trustees of Sanders Temperance Fund . . . . .                                    | 101    |
| to appoint superintendent of sewers . . . . .  | 104    |
| to approve bond of person licensed to move a building through street . . . . .                     | 115    |
| may permit posting printed matter, etc., on city's property . . . . .                              | 116    |
| with aldermen and common council; to have government of city . . . . .                             | 2      |
| election of . . . . .  | 2, 12  |
| and aldermen to issue all warrants for meetings . . . . .  | 2, 132 |
| returns of votes for, to be recorded by city clerk . . . . .                                       | 3      |
| failure to elect . . . . .   | 3, 4   |
| refusal to accept . . . . .  | 3, 4   |
| vacancy in office of . . . . .   | 4      |
| to be sworn . . . . .  | 4      |
| certificate of oath . . . . .  | 4      |
| powers and duties of . . . . .   | 4      |
| to cause laws and regulations to be enforced . . . . .   | 4, 5   |

**MAYOR — Continued.**

|  |       |
|--|-------|
| supervision of, over subordinate officers . . . . .  | 4, 5  |
| may call special meetings of aldermen and common council . . . . .                             | 4     |
| shall preside in board of aldermen . . . . .   | 4     |
| at meetings of city council . . . . .  | 4     |
| shall have casting vote . . . . .  | 4     |
| if presiding officer of board of aldermen has no vote, Stat. 1876, chapter<br>sect. 2. . . . . | 4, 5  |
| shall nominate for all appointments made by mayor and aldermen . . . . .                       | 5, 19 |
| <i>ex officio</i> , chairman of school committee . . . . .                                     | 5, 23 |
| of overseers of the poor . . . . .   | 23    |
| is a member of board of overseers . . . . .  | 19    |
| approval and veto . . . . .  | 5, 99 |
| salary of . . . . .  | 5     |
| not to be increased or diminished during continuance in office . . . . .                       | 5     |
| and aldermen compose one board . . . . .   | 25    |
| may remove treasurer and collector from office, how . . . . .                                  | 173   |
| to be member of committee on finance . . . . .   | 174   |
| to be <i>ex officio</i> chairman of any joint committee of which he is a mem-<br>ber . . . . . | 174   |

**SEE ELECTIONS, MAYOR AND ALDERMEN.****MAYOR AND ALDERMEN**

|   |     |
|---|-----|
| executive powers of city vested in . . . . .  | 5   |
| administration of police vested in . . . . .  | 5   |
| at meetings of, mayor shall preside . . . . .   | 5   |
| in absence of mayor, aldermen may choose chairman . . . . .   | 5   |
| sittings of, except for executive business, to be public . . . . .                                      | 5   |
| to appoint city marshal and assistants . . . . .  | 5   |
| constables and other police officers . . . . .  | 5   |
| may remove them . . . . .   | 5   |
| may require marshal and constables to give bonds . . . . .  | 5   |
| may grant licenses to innholders, etc. . . . .  | 5   |
| duty of, concerning voting lists . . . . .  | 5   |
| general meeting . . . . .   | 2   |
| duties of, in general . . . . .   | 5   |
| in examining and making returns of votes . . . . .  | 5   |
| to sign and transmit returns . . . . .  | 5   |
| to have access to assessor's books . . . . .  | 5   |
| to deliver voting lists to ward clerks . . . . .  | 5   |
| to notify representatives in General Court of their election . . . . .                                  | 6   |
| to issue warrant for new election, if required . . . . .  | 6   |
| for general meeting . . . . .   | 6   |
| power and authority, in relation to fire department . . . . .   | 6   |
| common council distinct from, except when in convention . . . . .                                       | 6   |
| to act first upon petitions for laying out, altering, etc., streets . . . . .                           | 7   |
| appeal from their decision . . . . .  | 7   |
| not to appoint members of city council to offices of emolument . . . . .                                | 8   |
| city clerk to be clerk of . . . . .   | 8   |
| to make certain appointments in fire department . . . . .   | 13  |
| not to make contract exceeding appropriation . . . . .  | 14  |
| may propose to common council a time to which both boards will<br>adjourn . . . . .                     | 175 |
| papers sent to common council to be under signature of clerk, except,<br>etc. . . . .                   | 175 |
| ordinances and joint resolutions in last stage, to be under signature of<br>presiding officer . . . . . | 175 |
| messages to common council to be reduced to writing by city clerk . . . . .                             | 175 |
| to approve bond of auditor . . . . .  | 31  |
| to approve bond of treasurer . . . . .  | 39  |
| to appoint commissioner on bridges . . . . .  | 47  |
| to appoint superintendent of public buildings . . . . .   | 48  |
| to cause buildings to be removed, erected contrary to regulations . . . . .                             | 50  |
| to approve bond of city clerk . . . . .   | 65  |
| to approve bond of assistant city clerk . . . . .   | 65  |
| to appoint certain members of the fire-alarm telegraph corps . . . . .                                  | 81  |
| may license persons to have stands for vehicles . . . . .   | 85  |
| consent of, required to assignment of such licenses . . . . .   | 85  |



**MAYOR AND ALDERMEN — Continued.**

|  |     |
|--|-----|
| may license dealers in junk, etc.  | 88  |
| may inspect books and shops of dealers in junk, etc.                             | 88  |
| may license pawn-brokers   | 93  |
| may inspect articles pawned and books of pawn-brokers                            | 93  |
| may license manufacturing, storing, etc., of petroleum                           | 94  |
| may revoke petroleum license   | 95  |
| shall establish scales for weighing hay, etc.                                    | 102 |
| shall appoint weighers of hay, etc.  | 102 |
| streets not to be dug up or obstructed without license from                      | 114 |
| buildings not to be moved through streets without a license from                 | 115 |
| may permit placing of booths, tables, etc., in streets                           | 116 |
| may permit coasting in streets   | 117 |
| plank walks not to be laid without license from                                  | 118 |
| coal-holes, etc., not to be made without license from                            | 119 |
| showboards, placards, etc., not to be carried on sidewalk without authority from | 120 |
| signs not to be inserted in sidewalk without permission of                       | 120 |
| to permit erection, etc., of canopies, awnings, etc., in certain cases           | 121 |
| to appoint undertakers   | 128 |
| to issue warrants for calling meetings in several precincts                      | 132 |
| to fix time for opening and closing polls  | 132 |
| to appoint the place where general meetings of the inhabitants shall be held     | 132 |

**MECHANICS**

|   |    |
|---|----|
| what constitutes a working day for                                | 37 |
| contracts involving employment of, to contain a certain provision | 44 |

**MEETINGS**

|   |       |
|---|-------|
| annual, when holden   | 2, 12 |
| all general and ward, to be holden in pursuance of warrants | 2     |
| warrant for general   | 6     |
| for meetings to fill vacancies                              | 16    |
| for elections of county, state, and national officers       | 9     |
| precinct, warrants for                                      | 132   |
| how issued and served                                       | 132   |
| general, warrants for                                       | 133   |
| how served  | 133   |
| proceedings at  | 133   |

**MESSENGER**

|  |     |
|--|-----|
| election                               | 91  |
| tenure of office                       | 91  |
| duties                                 | 91  |
| to purchase stationery                 | 91  |
| to have charge of printed matter, etc. | 91  |
| annual report                          | 91  |
| salary                                 | 100 |

**METERS**

|   |     |
|---|-----|
| bills for water by, payable quarterly           | 136 |
| may be used to ascertain quantity of water used | 142 |
| rates for water supplied by                     | 142 |

**MILK, INSPECTOR OF**

|        |     |
|--------|-----|
| salary | 100 |
|--------|-----|

**MINORS**

|  |    |
|--|----|
| dealers in junk not to purchase from                           | 88 |
| pawnbrokers not to receive articles in pawn from, except, etc. | 93 |

**MONEY**

|   |                            |
|---|----------------------------|
| payment of, out of treasury                               | 31, 32, 33, 34, 35, 36, 37 |
| of city in hands of city officers or others when paid out | 37                         |

**MORTGAGES**

|   |    |
|---|----|
| mayor may discharge                       | 70 |
| mayor may assign with consent of aldermen | 70 |

**MUNICIPAL INDEBTEDNESS. See STATUTES 1875, CHAPTER 209.**

# INDEX.

213

|  |                              |
|--|------------------------------|
| <b>MUNICIPAL REGISTER</b>  | 145                          |
| <b>MUNICIPAL YEAR</b>  |                              |
| beginning and end of   | 2, 12                        |
| <b>NAPHTHA.</b> See <b>PETROLEUM.</b>                                      |                              |
| <b>NOTES</b>   |                              |
| of the city may be paid without mayor's order                              | 37                           |
| See <b>ACCOUNTS.</b>   |                              |
| <b>NUISANCES</b>   |                              |
| in streets to be removed by superintendent of streets                      | 112                          |
| <b>OFFICE</b>  |                              |
| tenure of, under previous ordinances not affected by these ordinances      | 29                           |
| <b>OFFICE HOURS</b>  |                              |
| at the city hall   | 92                           |
| of city employes, how fixed  | 92                           |
| <b>OFFICERS</b>  |                              |
| election of, by the people   | 2, 3, 4, 6, 8, 9, 12, 15, 16 |
| subordinate, under supervision of mayor                                    | 4, 5                         |
| election of subordinate  | 8                            |
| subordinate, of overseers of poor  | 23                           |
| elected by the people, to be voted for in wards                            | 2, 3, 9                      |
| intrusted with public money, to whom accountable                           | 14                           |
| <i>pro tem.</i>  | 3, 16                        |
| salaried, to be voted for by ballot in common council                      | 183                          |
| may license or permit anything prohibited from being done without their    |                              |
| license or permission  | 30                           |
| to keep record of all moneys received for city                             | 37                           |
| when to pay to treasurer such moneys                                       | 37                           |
| to make return to auditor of the account upon which such moneys            |                              |
| were received  | 37                           |
| certain to make annual reports   | 42                           |
| For provisions in particular cases see the titles of the several officers. |                              |
| <b>OFFICES</b>   |                              |
| of emolument, members of city council ineligible to                        | 8                            |
| of emolument under overseers of poor, members of board ineligible to       | 23                           |
| <b>OIL.</b> See <b>PETROLEUM.</b>  |                              |
| <b>OLD METALS.</b> See <b>JUNK.</b>  |                              |
| <b>ORDINANCES</b>  |                              |
| by-laws shall be denominated   | 29                           |
| enacting style of  | 29                           |
| how recorded and published   | 29                           |
| what to be known as the revised ordinances of 1889                         | 29                           |
| previously existing when continued by the revised ordinances               | 29                           |
| what repealed by the revised ordinances                                    | 29                           |
| repealed or suspended, how affected by the revised ordinances              | 30                           |
| general penalty for violation of   | 30                           |
| penalties for violation of particular. See <b>PENALTIES.</b>               |                              |
| what persons liable to penalty for violation of                            | 30                           |
| when to take effect  | 7                            |
| city council may make and annex penalties                                  | 7                            |
| how to be published  | 7                            |
| fines and forfeitures for violation of                                     | 7                            |
| right of appeal from judgment on complaint for violation of                | 7                            |
| form of complaint for violation of   | 7                            |
| need not be recited in complaint   | 7                            |
| by-laws passed by city council to be termed ordinances                     | 173                          |
| enacting style of  | 173                          |
| committee on, of whom to consist   | 173                          |
| notice of non-concurrence of either board in, how given                    | 175                          |
| papers on which ordinance or joint resolution is founded, to be trans-     |                              |
| mitted by each board to the other  | 175                          |
| <b>OVERSEERS OF POOR</b>   |                              |
| old modes of electing  | 9, 21                        |
| at present how and when elected  | 23                           |

**OVERSEERS OF THE POOR—Continued.**

|   |    |
|---|----|
| of whom to consist . . . . .  | 23 |
| from what districts to be chosen; term of office . . . . .          | 23 |
| mayor, a member of board . . . . .                                  | 23 |
| <i>ex officio</i> chairman of board . . . . .                       | 23 |
| vacancies in board . . . . .  | 23 |
| organization, powers, and duties of board . . . . .                 | 23 |
| no member eligible to office of emolument under the board . . . . . | 23 |
| subordinate officers and agents of . . . . .                        | 23 |
| reports to city council . . . . .                                   | 23 |
| term of office of overseers elected under former act . . . . .      | 23 |
| repeal of former acts . . . . .                                     | 23 |
| acceptance of new act. NOTE . . . . .                               | 23 |
| to choose assistant city physician . . . . .                        | 96 |

**OXEN**

|  |     |
|--|-----|
| not to go at large or graze on streets . . . . . | 115 |
|--|-----|

**PARTY WALLS**

|  |    |
|--|----|
| for dwelling-houses . . . . .                                    | 53 |
| in buildings other than dwelling-houses . . . . .                | 54 |
| openings and doorways not to be cut in, without permit . . . . . | 54 |

**PATROLMEN**

|                       |    |
|-----------------------|----|
| salaries of . . . . . | 99 |
|-----------------------|----|

**PAWNBROKERS**

|   |    |
|---|----|
| must be licensed . . . . .                                    | 93 |
| to keep record of articles pawned . . . . .                   | 93 |
| articles pawned and books to be open for inspection . . . . . | 93 |
| not to receive in pawn from minor . . . . .                   | 93 |
| articles pawned, how to be sold . . . . .                     | 93 |
| licenses to designate place of business . . . . .             | 93 |
| fees for license . . . . .                                    | 93 |
| bond . . . . .  | 93 |

**PAY-DAYS**

|                                      |    |
|--------------------------------------|----|
| of employés . . . . .                | 35 |
| of other persons and bills . . . . . | 35 |

**PAYMENTS**

|   |                        |
|---|------------------------|
| formalities to be observed before they are made out of city treasury, . . . . .   | 32, 33, 34, 35, 36, 37 |
| of money of city in hands of city officers and others, when to be made, . . . . . | 37                     |

**PAY-ROLLS**

|                                     |    |
|-------------------------------------|----|
| of employés, when made up . . . . . | 35 |
| of other persons . . . . .          | 35 |

**PENALTIES**

|   |        |
|---|--------|
| incurred under previous ordinances not affected by these ordinances . . . . .                                     | 29     |
| for violation of ordinances generally . . . . .   | 30     |
| for violation of ordinances, etc., to inure to use of city . . . . .  | 30     |
| for neglecting to make buildings, used for public use, safe after notice, . . . . .                               | 50     |
| for failure to make chimneys, flues, etc., safe . . . . .   | 59     |
| for failure to put up fence in certain cases . . . . .  | 61     |
| for leaving rubbish, etc., in street unnecessary time . . . . .   | 61     |
| for failure to carry away rubbish when directed by the surveyors of highways . . . . .                            | 61     |
| for violating certain provisions of the ordinances relative to inspection and construction of buildings . . . . . | 63     |
| for keeping barking, biting, etc., dogs in the city . . . . .   | 71     |
| for violating provisions of ordinances relating to Fresh Pond . . . . .   | 83     |
| for violating provisions of ordinances relating to hackney carriages, etc., . . . . .                             | 85, 86 |
| for cutting into, etc., a common sewer . . . . .  | 107    |
| for entering a private drain into a common sewer . . . . .  | 107    |
| for placing filthy substance, etc., in street catch-basin . . . . .   | 107    |
| for violating the provisions of the ordinances relating to sewers . . . . .                                       | 107    |
| for fast driving in streets . . . . .   | 116    |
| for not affixing legal street numbers . . . . .   | 113    |
| for extinguishing, etc., lights put up in streets in certain cases . . . . .                                      | 115    |
| for being in possession of clubs, bludgeons, toy pistols, rubber slings, etc. . . . .                             | 117    |

**PENALTIES—Continued.**

|  |     |
|--|-----|
| for remaining on sidewalk so as to obstruct the same . . . . .                             | 119 |
| for tipping over ash-barrels, etc. . . . .   | 120 |
| for not removing snow from sidewalk . . . . .  | 120 |
| for not removing, etc., ice from sidewalk . . . . .  | 121 |
| for violation of ordinance relating to telegraph and other electric lines,<br>etc. . . . . | 125 |

**PERMITS**

|  |     |
|--|-----|
| building, to be obtained from inspector of buildings . . . . .               | 50  |
| doorways, etc., not to be cut in party walls without . . . . .               | 54  |
| cellars not to be constructed below certain grade without . . . . .          | 55  |
| floor timbers, etc., of brick buildings not to be cut into without . . . . . | 56  |
| for construction of chimneys in certain ways to be obtained . . . . .        | 57  |
| for placing furnaces and ranges, set in masonry, to be obtained . . . . .    | 58  |
| for placing steam-heating apparatus in dwelling-houses . . . . .             | 58  |
| for erecting, etc., steam-engines, etc. . . . .                              | 59  |
| private drain not to enter common sewer without . . . . .                    | 106 |

**PETROLEUM**

|  |    |
|--|----|
| proceedings on application for license to manufacture, store, etc. . . . .                 | 94 |
| license not to be granted for manufacturing, storing, etc., in certain<br>places . . . . . | 94 |
| to be kept in metallic vessels, when . . . . .   | 94 |
| licenses to be granted by mayor and aldermen . . . . .                                     | 94 |
| licenses to manufacture, etc., to contain certain statements . . . . .                     | 95 |
| premises of licensee to be open to inspection . . . . .                                    | 95 |
| violation of terms of license to work a revocation . . . . .                               | 95 |
| license how revoked . . . . .  | 95 |
| complaints for manufacturing, etc., without license, how made . . . . .                    | 95 |

**PHYSICIAN, CITY. See ASSISTANT CITY PHYSICIAN.****PICKLE**

|   |     |
|---|-----|
| street railway tracks not to be washed with, except by permission of<br>superintendent of streets . . . . . | 117 |
|---|-----|

**PIERS**

|                     |    |
|---------------------|----|
| how built . . . . . | 54 |
|---------------------|----|

**PISTOLS. See FIRE ARMS.****PLACARDS. See SIGNS.****PLANK WALKS. See SIDEWALKS.****PLANS**

|  |     |
|--|-----|
| belonging to the city, the city clerk to have custody of . . . . . | 65  |
| of common sewers, how made . . . . .                               | 105 |
| of common sewers, to be kept in rooms of city engineer . . . . .   | 107 |

**PLATFORM**

|   |     |
|---|-----|
| of entrance to cellar, etc., regulations in regard to . . . . . | 115 |
|---|-----|

**PLUG**

|                                    |     |
|------------------------------------|-----|
| in drains, when required . . . . . | 107 |
|------------------------------------|-----|

**PLUMBING**

|  |    |
|--|----|
| persons carrying on the business of to register their names with inspector<br>of buildings . . . . . | 62 |
|--|----|

**POLICE**

|   |     |
|---|-----|
| administration of, vested in mayor and aldermen . . . . .                               | 5   |
| committee on, of whom to consist . . . . .  | 178 |
| members of to pay to treasurer weekly all fees, etc., received, except,<br>etc. . . . . | 74  |
| salaries of captains . . . . .  | 99  |
| of sergeants . . . . .  | 99  |
| of patrolmen . . . . .  | 99  |
| to give notice of blockade, etc., of streets . . . . .                                  | 112 |
| to report waste, etc., of water . . . . .   | 143 |

**POLICE, CHIEF OF**

|  |    |
|--|----|
| to make annual returns to the city council of all fees, etc., received by<br>members of police force . . . . . | 74 |
| salary . . . . .   | 99 |

**POLICE OFFICERS**

|                          |   |
|--------------------------|---|
| appointment of . . . . . | 5 |
|--------------------------|---|

|   |          |
|---|----------|
| <b>POLLS</b>  |          |
| time of opening and closing, how fixed . . . . .  | 132      |
| <b>POLL TAXES</b>   |          |
| collector of . . . . .  | 45       |
| <b>PORCHES</b>  |          |
| regulations as to, when projecting into streets . . . . .                                     | 115      |
| <b>PORTICOS</b>   |          |
| regulations as to, when projecting into streets . . . . .                                     | 115      |
| <b>POSTS.</b> See TELEGRAPH AND OTHER ELECTRIC LINES.   |          |
| <b>PRECINCTS.</b> See WARRANTS.   |          |
| <b>PRESIDENT OF BOARD OF ALDERMEN</b>   |          |
| how elected . . . . .   | 176      |
| his duties . . . . .  | 176      |
| to preside in absence of mayor . . . . .  | 176      |
| <b>PRESIDENT OF COMMON COUNCIL</b>  |          |
| when chairman of joint committees . . . . .   | 6, 180   |
| rights and duties of . . . . .  | 174      |
| election of, <i>pro tempore</i> . . . . .   | 180, 181 |
| <b>PRINTING</b>   |          |
| committee on, of whom to consist . . . . .  | 173      |
| to furnish blank requisitions for stationery . . . . .  | 175      |
| <b>PROCEEDINGS</b>  |          |
| pending, not affected by these ordinances . . . . .   | 29       |
| <b>PROJECTIONS</b>  |          |
| into streets . . . . .  | 115      |
| See STREETS.  |          |
| <b>PROPOSALS</b>  |          |
| for materials and supplies . . . . .  | 175      |
| for contracts, how solicited, received, and opened . . . . .                                  | 43, 44   |
| See CONTRACTS.  |          |
| <b>PROSECUTIONS</b>   |          |
| pending, not affected by these ordinances . . . . .   | 29       |
| <b>PUBLIC BUILDINGS, SUPERINTENDENT OF.</b> See SUPERINTENDENT OF PUBLIC BUILDINGS.           |          |
| <b>PUBLIC INSTRUCTION</b>   |          |
| committee on, of whom to consist . . . . .  | 173      |
| <b>PUBLIC LIBRARY.</b> See LIBRARY.   |          |
| <b>PUBLIC MONEY.</b> See MONEY. ACCOUNTS. AUDITOR. OFFICERS AND TREASURER.                    |          |
| <b>PUBLIC PLACES.</b> See STREETS.  |          |
| <b>PUBLIC PROPERTY</b>  |          |
| to be under care of city council . . . . .  | 7        |
| to be sold, leased, or purchased by city council . . . . .                                    | 7        |
| annual statement of, to be published . . . . .  | 7        |
| committee on, of whom to consist . . . . .  | 173      |
| annual report of committee on, to contain description of all the city's real estate . . . . . | 42       |
| to recommend compensation of janitors . . . . .   | 100      |
| <b>PUBLIC SQUARES.</b> See COMMONS AND PUBLIC GROUNDS. STREETS.                               |          |
| <b>PUBLICATION</b>  |          |
| of ordinances, manner of . . . . .  | 29       |
| <b>QUALIFICATIONS</b>   |          |
| common councilmen to be residents of ward . . . . .   | 2        |
| members of city council ineligible to offices of emolument . . . . .                          | 8        |
| school committee to be residents of ward . . . . .  | 9, 16    |
| <b>QUORUM</b>   |          |
| of board of aldermen . . . . .  | 2, 176   |
| of common council . . . . .   | 2        |
| of board of engineers . . . . .   | 75       |
| <b>RAILROAD COMPANIES.</b> See TELEGRAPH AND OTHER ELECTRIC LINES.                            |          |

|   |          |
|---|----------|
| <b>RANGES</b>   |          |
| regulations as to . . . . .   | 57, 58   |
| <b>REAL ESTATE</b>  |          |
| how to be assessed for cost of sewers . . . . .   | 105      |
| <b>RECEIPTS</b>   |          |
| auditor's monthly and annual statements of . . . . .  | 33       |
| treasurer's annual statement of . . . . .   | 39       |
| monthly statement of . . . . .  | 39       |
| <b>RECEIPTS AND EXPENDITURES</b>  |          |
| annual statement of . . . . .   | 7        |
| <b>RECORDS</b>  |          |
| transfer of, by ward clerk, to his successor . . . . .  | 3        |
| by city clerk, to his successor . . . . .   | 8        |
| of the city, city clerk to have custody of . . . . .  | 65       |
| <b>REFUSE.</b> See <b>ASHES.</b>  |          |
| <b>REGISTERS.</b> See <b>HOT AIR REGISTERS.</b>   |          |
| <b>REGISTER</b>   |          |
| municipal . . . . .   | 145      |
| <b>REPEAL</b>   |          |
| of any ordinance by these ordinances not to revive any ordinance there-<br>tofore repealed or suspended . . . . . | 30       |
| <b>REPORTS</b>  |          |
| from overseers of poor, city council may require . . . . .  | 23       |
| certain committees, boards, etc., to make annually . . . . .  | 42       |
| <b>REPRESENTATIVES</b>  |          |
| in congress, election of . . . . .  | 5, 9     |
| in general court, to be notified of election by mayor and aldermen . . . . .                                      | 6        |
| warrant for new election of . . . . .   | 6        |
| <b>REQUISITIONS</b>   |          |
| rendered against city, to be examined by auditor . . . . .  | 31       |
| <b>RESERVOIRS</b>   |          |
| injury to public, prohibited . . . . .  | 137      |
| <b>RETURNS OF ELECTIONS</b>   |          |
| how made . . . . .  | 3        |
| <b>REVISED ORDINANCES OF 1889</b>   |          |
| what ordinances to be known as . . . . .  | 29       |
| repealed by . . . . .   | 29       |
| construed as continuations of previously existing ordinances, when . . . . .                                      | 29       |
| not to affect any act done, right accrued, penalty incurred, etc. . . . .   | 29       |
| not to affect the tenure of any person's holding office, etc. . . . .   | 29       |
| repeal by, not to affect any ordinance adopted, excepting provisions of<br>any statute . . . . .                  | 29       |
| repeal of any ordinance by, not to revive any ordinance repealed or sus-<br>pended . . . . .                      | 30       |
| general penalty for violation of . . . . .  | 30       |
| <b>RIGHTS</b>   |          |
| accrued not affected by these ordinances . . . . .  | 29       |
| <b>ROADS AND BRIDGES</b>  |          |
| joint committee on, of whom to consist . . . . .  | 173      |
| may contract for watering streets when . . . . .  | 42       |
| to have care of commons and public grounds . . . . .  | 68       |
| may grant certain privileges on commons, etc. . . . .   | 68, 69   |
| committee of mayor and aldermen on . . . . .  | 178      |
| <b>RUBBISH</b>  |          |
| not to be placed in streets, unless, etc. . . . .   | 117      |
| <b>RULES AND ORDERS</b>   |          |
| joint, of the city council . . . . .  | 173, 175 |
| of the board of aldermen . . . . .  | 176, 179 |
| of the common council . . . . .   | 180, 185 |

**SALARIES**

|  |     |
|--|-----|
| of officers of city . . . . .                | 99  |
| to be in full for all services . . . . .     | 100 |
| for amounts, see titles of various officers. |     |

**SALT**

|  |     |
|--|-----|
| not to be used by street railway corporations to remove snow from<br>rails, etc. . . . . | 117 |
|--|-----|

**SANDERS TEMPERANCE FUND**

|                                 |     |
|---------------------------------|-----|
| what is . . . . .               | 101 |
| trustee of fund . . . . .       | 101 |
| election of . . . . .           | 101 |
| duties of . . . . .             | 101 |
| to appoint agent . . . . .      | 101 |
| chairman of . . . . .           | 101 |
| to keep record . . . . .        | 101 |
| to make annual report . . . . . | 101 |

**SCALES**

|   |     |
|---|-----|
| for weighing hay, etc., to be established, etc. . . . .         | 102 |
| to be under control of sealer of weights and measures . . . . . | 102 |

**SCHOOL COMMITTEE**

|  |               |
|--|---------------|
| mayor, <i>ex officio</i> chairman of . . . . . | 5             |
| election of . . . . .                          | 9, 16, 16     |
| their term of office . . . . .                 | 16            |
| how elected at present time . . . . .          | 17            |
| shall be inhabitants of ward . . . . .         | 9, 12, 16, 17 |
| approval of bills by . . . . .                 | 34, 35        |

**SEAL OF THE CITY**

|  |     |
|--|-----|
| to what instruments to be affixed, and by whom . . . . . | 70  |
| device of . . . . .                                      | 103 |
| custodian of . . . . .                                   | 103 |

**SEALER OF WEIGHTS AND MEASURES**

|  |     |
|--|-----|
| salary . . . . .                           | 100 |
| to have control of public scales . . . . . | 102 |

**SECOND HAND ARTICLES. See JUNK.****SELECTMEN**

|  |   |
|--|---|
| power and duties of, transferred to mayor and aldermen . . . . . | 5 |
|--|---|

**SERGEANTS OF POLICE**

|                       |    |
|-----------------------|----|
| salaries of . . . . . | 99 |
|-----------------------|----|

**SEWAGE**

|  |    |
|--|----|
| to be conducted into common sewer if the street is provided with one . . . . . | 62 |
|--|----|

**SEWERS**

|   |          |
|---|----------|
| city council may construct . . . . .                                      | 7, 8     |
| damages . . . . .   | 7, 8     |
| what to be deemed common sewers . . . . .                                 | 104      |
| common sewers to be laid only by city . . . . .                           | 104      |
| water pipes, etc., to be laid so as not to interfere with . . . . .       | 104      |
| if interfering, to be removed, etc. . . . .                               | 104      |
| city engineer to have general superintendence of . . . . .                | 104      |
| superintendent of, how appointed . . . . .                                | 104      |
| tenure of office of . . . . .   | 104      |
| compensation, how fixed . . . . .   | 104      |
| city engineer to make plans of . . . . .                                  | 105      |
| to have care of catch basins, etc. . . . .                                | 105      |
| to keep account of cost of . . . . .                                      | 105      |
| to make annual report of work done on . . . . .                           | 105      |
| what part of cost of, to be assessed . . . . .                            | 105      |
| plans of estate to be assessed, to be prepared . . . . .                  | 105      |
| assessments, how determined . . . . .                                     | 105      |
| standard rate of assessment . . . . .                                     | 105      |
| amounts assessed to be entered on plans . . . . .                         | 105      |
| drain-layers to be licensed . . . . .                                     | 105      |
| drains entering, to be constructed by persons licensed therefor . . . . . | 105, 106 |
| drains entering, how laid and built . . . . .                             | 106      |
| pond of drain-layers . . . . .  | 106      |
| private drain not to enter without a permit . . . . .                     | 106      |

**SEWERS — Continued.**

|   |     |
|---|-----|
| permits to be granted by city engineer . . . . .  | 106 |
| private drain from estate not already assessed not to enter without consent of mayor and aldermen . . . . . | 107 |
| plugs, etc., when required in drains . . . . .  | 107 |
| reconstruction of drains already built, when to be made . . . . .   | 107 |
| exhausts from steam engines, etc., not to be connected with common sewer or private drain . . . . .         | 107 |
| penalty for cutting into, etc. . . . .  | 107 |
| for entering a private drain into . . . . .   | 107 |
| for placing, etc., any substance, etc., in catch basins . . . . .   | 107 |
| for violation of provisions of ordinance relating to . . . . .  | 107 |
| plans of, to be kept in rooms of city engineer . . . . .  | 107 |
| such rooms to be a part of the office of city clerk . . . . .   | 107 |

**SEWERS, COMMITTEE ON**

|                                   |     |
|-----------------------------------|-----|
| to license drain layers . . . . . | 105 |
| to approve their bond . . . . .   | 106 |

**SEWERS, SUPERINTENDENT OF**

|  |     |
|--|-----|
| appointment . . . . .                        | 104 |
| to be subordinate to city engineer . . . . . | 104 |
| tenure of office . . . . .                   | 104 |
| compensation, how fixed . . . . .            | 104 |

**SHADES**

|  |     |
|--|-----|
| provisions as to, in certain cases . . . . . | 121 |
|--|-----|

**SHOWBOARDS. See SIGNS.****SIDEWALKS**

|   |          |
|---|----------|
| water from roofs not to flow upon surface of . . . . .                      | 55       |
| to be kept in repair at city's expense, except, etc. . . . .                | 118      |
| list of sidewalks accepted to be kept by city clerk . . . . .               | 118      |
| plank walks on, regulations as to . . . . .                                 | 118, 119 |
| not to be laid without license . . . . .                                    | 118      |
| how to be constructed. . . . .  | 118      |
| to be approved by whom . . . . .  | 119      |
| to be laid and repaired by the owners . . . . .                             | 119      |
| vehicles, etc., prohibited on, except, etc. . . . .                         | 119      |
| lumpers, boxes, etc., not to be placed on . . . . .                         | 119      |
| coal holes, etc., not to be made in without license . . . . .               | 119      |
| coal holes, etc., to be kept closed except when in use . . . . .            | 119      |
| remaining on so as to obstruct travel forbidden . . . . .                   | 119      |
| remaining on doorsteps, etc., of building, etc., forbidden . . . . .        | 119      |
| showboards, placards, etc., not to be carried on . . . . .                  | 120      |
| signs not to be inserted in without a permit . . . . .                      | 120      |
| ashes and house dirt, how to be removed . . . . .                           | 120      |
| removal of snow from . . . . .  | 120      |
| when encumbered by ice to be made safe . . . . .                            | 121      |
| owners of tenement houses to keep sidewalks clear of snow and ice . . . . . | 121      |
| persons licensed to encumber, to provide temporary sidewalks . . . . .      | 121      |
| regulations as to canopies, awnings, etc. . . . .                           | 121      |

**SIGNS**

|  |     |
|--|-----|
| not to be placed on trees on commons, etc. . . . .               | 68  |
| dealers in junk, etc., to have certain, on their shops . . . . . | 88  |
| not to be placed or carried on sidewalk without, etc. . . . .    | 120 |
| not to be inserted in sidewalk without a permit . . . . .        | 120 |

**SINKING FUNDS**

|   |     |
|---|-----|
| loans, for what time to be negotiated . . . . .                             | 108 |
| bonds for loans to state on their face the purpose of their issue . . . . . | 108 |
| annual appropriations for amount of . . . . .                               | 108 |
| debts due, how paid from . . . . .  | 109 |

See COMMISSIONERS OF SINKING FUND.

**SKATING. See FRESH POND.****SLEDS**

|   |     |
|---|-----|
| coursing or coasting with, forbidden on streets . . . . . | 116 |
|---|-----|

**SLINGS**

|  |     |
|--|-----|
| rubber, possession of on streets forbidden . . . . . | 117 |
|--|-----|



|  |          |
|--|----------|
| <b>SMOKE-PIPES</b>   |          |
| regulations as to  | 58, 59   |
| <b>SNOW</b>  |          |
| removal of by street railway corporations  | 117      |
| salt, etc., not to be used on street railway tracks to remove  | 117      |
| not to be thrown into street without being broken up   | 118      |
| removal of, from sidewalks, and penalty  | 120      |
| who responsible for removal of   | 120, 121 |
| <b>SNOW GUARDS</b>   |          |
| when required  | 61       |
| <b>SNOW BALLS</b>  |          |
| not to be thrown in the streets  | 116      |
| <b>SOLICITOR, CITY</b>   |          |
| to approve form of bond of auditor   | 31       |
| to approve form of treasurer's bond  | 39       |
| to approve form of bonds of city clerk and assistant city clerk  | 65       |
| salary   | 99, 111  |
| election   | 111      |
| qualifications   | 110      |
| tenure of office   | 110      |
| duties   | 110      |
| travelling expenses allowed  | 111      |
| to approve form of bond of persons operating, etc., telegraphic, etc., lines                                 | 125      |
| <b>SPECIFICATIONS</b>  |          |
| for any work to be done, to be prepared and shown to bidders   | 43       |
| <b>SQUARES.</b> See COMMONS AND PUBLIC GROUNDS. STREETS.   |          |
| <b>STALLS.</b> See BOOTHS.   |          |
| <b>STANDS</b>  |          |
| for vehicles. See VEHICLES.  |          |
| <b>STATIONERY</b>  |          |
| blank requisitions for   | 175      |
| <b>STEAM BOILERS</b>   |          |
| regulations as to  | 58       |
| blow off from, not to be connected with sewers or drains   | 107      |
| <b>STEAM ENGINES</b>   |          |
| regulations as to  | 58, 59   |
| exhausts from, not to be connected with sewers and drains  | 107      |
| <b>STEAM HEATING APPARATUS</b>   |          |
| regulations as to  | 58       |
| <b>STEPS</b>   |          |
| provisions as to, when projecting into streets   | 115      |
| <b>STONES</b>  |          |
| not to be thrown in streets  | 116      |
| <b>STREETS</b>   |          |
| to be laid out, etc., by city council  | 7        |
| damages, by whom estimated   | 7        |
| petitions for laying out, altering, etc., to be first acted upon by mayor and aldermen                       | 7        |
| appeal from decision concerning laying out, etc.,  | 7        |
| from estimate of damages   | 7        |
| word, when construed to include alleys, lanes, courts, public squares, public places, and sidewalks          | 30       |
| water from roof not to be allowed to flow across sidewalks to  | 55       |
| bay-window not to project over line of   | 61       |
| lumber and rubbish, etc., not to be left on, for an unnecessary time, and, if left after dark, to be lighted | 61       |
| rubbish from the erecting, etc., of a building to be carried away  | 61       |
| trees in, superintendent of streets to have care of  | 69       |
| not to be torn up after notice by superintendent of streets, except, etc.,                                   | 113      |
| not to be opened between certain dates, except, etc.   | 113      |
| to be known by names heretofore given them   | 113      |
| names of to be given and changed by the city council   | 113      |
| board of aldermen may number buildings on  | 113      |
| penalty for not fixing legal numbers on buildings on   | 113      |

**STREETS — Continued.**

|   |         |
|---|---------|
| not to be dug up, etc., without license . . . . .   | 114     |
| building materials not to be placed in without license . . . . .  | 114     |
| mayor and aldermen may grant such licenses . . . . .  | 114     |
| if dug up, obstructed, etc., fence and lights to be put up . . . . .  | 114     |
| restoration of, after they have been dug up under a license . . . . .   | 114     |
| if opened, superintendent to prevent unnecessary obstruction, and see to the repair . . . . .                               | 114     |
| openings in, manner of repair . . . . .   | 114     |
| notice of opening or obstruction of, to be given to superintendent of streets . . . . .                                     | 114     |
| penalty for extinguishing, etc., certain lights . . . . .   | 115     |
| gates, etc., not to swing over . . . . .  | 115     |
| doorsteps, porticos, porches, entrances or passage-ways to cellars, etc., regulations in regard to . . . . .                | 115     |
| if cavity dug near, fence to be put up . . . . .  | 115     |
| buildings not to be moved through without license . . . . .   | 115     |
| license to move building through to be granted only after public notice, licensee to give bond . . . . .                    | 115     |
| chimneys of such building to be taken down . . . . .  | 115     |
| grazing animals, fowls, etc., not to be allowed to go at large, etc., in . . . . .  | 115     |
| fast driving in prohibited . . . . .  | 115     |
| carriages not to stop on flagging stones . . . . .  | 116     |
| frightening horses in forbidden . . . . .   | 116     |
| carriages and horses not to be cleaned in . . . . .   | 116     |
| gaming and exposing gaming devices in forbidden . . . . .   | 116     |
| tables, stalls, etc., for sale of merchandise in forbidden . . . . .  | 116     |
| fire-arms, discharge of in, forbidden . . . . .   | 116     |
| bonfires in, prohibited . . . . .   | 116     |
| injuring guide-boards, lamp-posts, trees, etc., in prohibited . . . . .   | 116     |
| defacing property forbidden . . . . .   | 116     |
| playing ball in prohibited . . . . .  | 116     |
| throwing missiles in prohibited . . . . .   | 116     |
| shooting with bows and arrows in forbidden . . . . .  | 116     |
| coasting without permission forbidden . . . . .   | 116     |
| bathing in view of forbidden . . . . .  | 116     |
| carpets not to be shaken or cleaned in . . . . .  | 117     |
| possession of clubs, etc., in forbidden . . . . .   | 117     |
| possession of toy pistols, rubber slings, etc., prohibited . . . . .  | 117     |
| rude and disorderly conduct and indecent language in forbidden . . . . .  | 117     |
| dirt, etc., not to be placed in drinking troughs, etc. . . . .  | 117     |
| lamps in not to be lighted or extinguished without authority . . . . .  | 117     |
| snow, removal of, by street railway companies, regulated . . . . .  | 117     |
| salt, etc., not to be used on tracks, etc., of street railways . . . . .  | 117     |
| dead trees, etc., not to be deposited in, except . . . . .  | 117     |
| fuel not to remain unnecessarily in . . . . .   | 118     |
| snow and ice not to be thrown into without being broken up . . . . .  | 118     |
| trees, climbing, tying horses to, etc., prohibited . . . . .  | 118     |
| posting bills on forbidden . . . . .  | 118     |
| sidewalks to be kept in repair at city's expense, except, etc. . . . .  | 118     |
| record of streets . . . . .   | 119     |
| if ashes, etc., are left on after dark, lighted lantern to be placed on . . . . .   | 120     |
| ash-barrels, etc., tipping over, forbidden . . . . .  | 120     |
| regulations as to canopies, awnings, etc. . . . .   | 121     |
| ordinances as to, not to limit rights and duties of surveyors of high-ways . . . . .  | 121     |
| not to be torn up, etc., for laying telegraphic, etc., wires without permit . . . . .                                       | 124     |
| when repaired, removal, etc., of conduits to be at expense of owners, etc. . . . .  | 125     |
| <b>STREETS, SUPERINTENDENT OF</b>   |         |
| to have care of commons and public grounds . . . . .  | 68      |
| to have care of trees in streets . . . . .  | 69      |
| to cause statutes and ordinances for protection of commons and public grounds and trees on streets to be enforced . . . . . | 69      |
| salary . . . . .  | 99, 112 |
| to keep entrances to catch-basins open, etc. . . . .  | 105     |

**STREETS, SUPERINTENDENT OF — Continued.**

|   |     |
|---|-----|
| election . . . . .  | 112 |
| tenure of office . . . . .  | 112 |
| powers and duties . . . . .   | 112 |
| to keep streets, etc., in good repair . . . . .   | 112 |
| to put up street signs . . . . .  | 112 |
| to hire and control persons in his department . . . . .   | 112 |
| to have custody of all property connected therewith . . . . .   | 112 |
| to make contracts for labor and materials . . . . .   | 112 |
| annual report . . . . .   | 112 |
| when street is unsafe, etc., to put up fence and lights . . . . .   | 113 |
| sewer, lamp, and water departments, etc., to be notified by, when he is<br>about to construct or break up surface of street . . . . . | 113 |
| if streets are opened, to prevent unnecessary obstruction and oversee<br>their repair . . . . .                                       | 114 |
| removal of snow from streets by street railway, to be under direction of . . . . .  | 117 |
| may permit use of brine, etc., on street railway tracks . . . . .   | 117 |
| to approve construction of plank walks . . . . .  | 119 |

**STREET RAILWAYS**

|  |     |
|--|-----|
| committee on, of whom to consist . . . . . | 179 |
| committee on, its duties . . . . .         | 179 |

**SUIT**

|  |    |
|--|----|
| pending not affected by these ordinances . . . . . | 29 |
|--|----|

**SUPERINTENDENT OF PUBLIC BUILDINGS**

|  |     |
|--|-----|
| appointment . . . . .                                    | 48  |
| to be <i>ex officio</i> inspector of buildings . . . . . | 48  |
| qualifications . . . . .                                 | 48  |
| not to be engaged in other business, etc. . . . .        | 48  |
| tenure of office . . . . .                               | 48  |
| compensation, how determined . . . . .                   | 48  |
| duties of, in relation to public buildings . . . . .     | 48  |
| to keep record of all city buildings . . . . .           | 48  |
| to make annual report . . . . .                          | 48  |
| salary . . . . .   | 100 |

See INSPECTOR OF BUILDINGS

SUPERINTENDENT OF LAMPS. See LAMPS, SUPERINTENDENT, OF.

SUPERINTENDENT OF SEWERS. See SEWERS, SUPERINTENDENT OF.

SUPERINTENDENT OF STREETS. See STREETS, SUPERINTENDENT OF.

**SURVEYORS OF HIGHWAYS**

|  |     |
|--|-----|
| to direct removal of rubbish from the erecting, etc., of buildings . . . . .       | 61  |
| to remove same in case of neglect . . . . .  | 61  |
| to direct superintendent of streets as to care and charge of streets, etc. . . . . | 112 |

See STREETS.

**SWIMMING**

|  |     |
|--|-----|
| so as to be exposed to view of persons in streets, forbidden . . . . . | 116 |
|--|-----|

**SWINE**

|   |     |
|---|-----|
| not to go at large in streets . . . . . | 115 |
|---|-----|

TABLES. See BOOTHS.

**TAXES**

|   |               |
|---|---------------|
| election of assessors and assistant assessors . . . . .               | 9, 12, 15, 26 |
| assessors and assistant assessors to be sworn . . . . .               | 9             |
| list, when to be placed in the hands of collector . . . . .           | 45            |
| record of abatement of . . . . .                                      | 45            |
| collection of drain assessments . . . . .                             | 40            |
| collector of taxes, election of . . . . .                             | 8, 12         |
| treasurer to be . . . . .   | 20            |
| to give his aid in preparing voting lists . . . . .                   | 5             |
| deputy collectors of taxes . . . . .                                  | 22            |
| treasurer may issue warrants . . . . .                                | 22            |
| disposal of fees for collection of . . . . .                          | 25            |
| assessment of, when made . . . . .                                    | 45            |
| list of assessments, when to be placed in treasurer's hands . . . . . | 45            |
| record of abatement of to be made . . . . .                           | 45            |

**TAXES—Continued.**

|  |    |
|--|----|
| on polls, how collected . . . . .                                  | 45 |
| on real and personal estate, when payment to be demanded . . . . . | 45 |
| discount on, to persons paying before October 10th . . . . .       | 45 |
| summons to delinquents . . . . .                                   | 45 |
| treasurer to give notice on tax-bills . . . . .                    | 45 |
| interest on, unpaid after November 1st . . . . .                   | 45 |

**TAXES, ABATEMENTS OF**

|                          |    |
|--------------------------|----|
| certificate of . . . . . | 38 |
|--------------------------|----|

**TELEGRAPH AND OTHER ELECTRIC LINES, CABLES, AND CONDUITS**

|   |     |
|---|-----|
| posts and poles to be erected only by order of board of aldermen . . . . .                            | 122 |
| wires, etc., to be attached only by order of board of aldermen . . . . .                              | 122 |
| wires, etc., not to be attached to posts of other persons, except, etc. . . . .                       | 122 |
| petitions for, must state proposed location of posts . . . . .  | 122 |
| posts, quality of . . . . .   | 122 |
| position of . . . . .   | 122 |
| to be kept painted . . . . .  | 122 |
| height of wires . . . . .   | 123 |
| location of posts, etc., to be changed when . . . . .   | 123 |
| such change at owner's expense . . . . .  | 123 |
| city to have use of space on cross arms . . . . .   | 123 |
| written acceptance of location of posts to be filed . . . . .   | 123 |
| posts, etc., to be marked with name of person operating the line . . . . .                            | 123 |
| brackets and side fixtures not to be used, except, etc. . . . .                                       | 123 |
| conduits, cables, etc., how constructed, etc. . . . .   | 124 |
| distributing poles, how constructed, etc. . . . .   | 124 |
| telegraph and telephone wires to be laid under ground if board of aldermen so direct . . . . .        | 124 |
| to be placed in aerial cables if board of aldermen deem it proper . . . . .                           | 124 |
| streets, etc., not to be torn up, etc., to lay, without a permit . . . . .                            | 124 |
| if torn up, etc., to be restored at expense of operators of lines . . . . .                           | 124 |
| when city repairs streets, removal, etc., of conduits, etc., to be at expense of owners, etc. . . . . | 125 |
| underground conduits not to be removed without permission . . . . .                                   | 125 |
| to have space reserved for city's use . . . . .   | 125 |
| persons, etc., operating, etc., to give bond . . . . .  | 125 |
| bond, condition of . . . . .  | 125 |
| new bond, if required, to be a strengthening bond . . . . .   | 125 |
| penalty for violation of ordinance relating to . . . . .  | 125 |

**TELEPHONE COMPANIES. See TELEGRAPH AND OTHER ELECTRIC LINES.****THROWING**

|  |     |
|--|-----|
| stones, etc., in streets forbidden . . . . . | 116 |
|--|-----|

**TOWN-MEETING**

|                              |    |
|------------------------------|----|
| for 1846 suspended . . . . . | 10 |
|------------------------------|----|

**TOY-PISTOL**

|  |     |
|--|-----|
| possession of on streets forbidden . . . . . | 117 |
|--|-----|

**TREASURER**

|  |       |
|--|-------|
| election of . . . . .  | 8, 12 |
| to give his aid in preparation of voting lists . . . . .                                 | 5     |
| to be collector of taxes . . . . .   | 20    |
| as such may issue warrant for collection of taxes . . . . .                              | 22    |
| may appoint deputy collectors of taxes . . . . .   | 22    |
| bonds of deputies . . . . .  | 22    |
| how removed from office . . . . .  | 25    |
| his successor . . . . .  | 25    |
| fees for collection of taxes, etc., how disposed of . . . . .                            | 25    |
| assessment for construction of sewers, etc., to be reported to . . . . .                 | 33    |
| to have custody of auditor's bond . . . . .  | 38    |
| assessors to address certificates of abatement to . . . . .                              | 38    |
| to be collector of rents, water rates, etc. . . . .                                      | 38    |
| to give notice that bills for water rates are due . . . . .                              | 38    |
| to collect bills due for water, etc. . . . .   | 39    |
| to make daily reports of receipts on account of water works to water registrar . . . . . | 39    |
| to keep account of receipts and payments . . . . .                                       | 39    |

**TREASURER — Continued.**

|   |    |
|---|----|
| accounts of to conform with auditor's   | 39 |
| to keep a separate account for each department                                  | 39 |
| to pay out money only on mayor's order, except, etc.                            | 39 |
| to make annual report to city council   | 39 |
| to make monthly report to auditor   | 39 |
| bond  | 39 |
| new bond, when required   | 39 |
| to collect assessments for sewers and sidewalks                                 | 40 |
| heads of departments to furnish weekly pay-rolls of employes to                 | 40 |
| to pay employes   | 40 |
| salary, how determined  | 40 |
| fees, charges, etc., to be property of city                                     | 40 |
| to make monthly statement of fees, etc., to auditor                             | 40 |
| committee on finance may allow him necessary expense of deputy collectors, etc. | 40 |
| clerks in office of, how appointed  | 41 |
| salary and tenure of office of such clerks                                      | 41 |
| committee on finance to report loans to   | 41 |
| to make up his accounts to include November 30                                  | 41 |
| to sign bonds for the payment of money  | 41 |
| assessors to give treasurer a list of assessment of taxes, when                 | 45 |
| collection of poll-taxes by   | 45 |
| demand of payment of other taxes by   | 45 |
| to issue summons to delinquents when  | 45 |
| to give notice on tax bills   | 45 |
| to receive money for care of lots in cemetery                                   | 64 |
| to pay interest on such moneys to cemetery commissioners                        | 64 |
| to certify to mayor the payment of mortgages                                    | 70 |
| to make annual statement to the city council of all fees, etc., received by him | 74 |
| to collect bills delivered him by board of health                               | 87 |
| office hours of   | 92 |
| salary  | 99 |

**TREASURER OF COMMISSIONERS OF SINKING FUNDS**

|           |    |
|-----------|----|
| salary of | 99 |
|-----------|----|

**TREASURY**

|  |                        |
|--|------------------------|
| no money to be paid from, unless previously granted and appropriated | 7, 14                  |
| proceedings before money is paid out of                              | 31, 32, 33, 34, 35, 36 |
| See TREASURER. AUDITOR.  |                        |

**TREES**

|  |     |
|--|-----|
| on commons, etc., not to be climbed, nor horses tied to, nor bills posted on, etc. | 68  |
| in streets to be under care of superintendent of streets                           | 69  |
| statutes and ordinances for protection of, by whom to be enforced                  | 69  |
| on land appurtenant to Fresh Pond not to be climbed, nor horses tied to            | 82  |
| in streets not to be climbed, nor horses tied to, nor bills posted on, etc.        | 118 |

**TROUGHS**

|                                      |     |
|--------------------------------------|-----|
| for drinking, not to be contaminated | 117 |
|--------------------------------------|-----|

**TRUANTS**

|  |     |
|--|-----|
| provisions relative to                                 | 127 |
| almshouse designated as institution for confinement of | 127 |

**TRUCKS. See VEHICLES.****TRUSTEES**

|                                 |    |
|---------------------------------|----|
| certain, to make annual reports | 42 |
|---------------------------------|----|

**UNDERTAKERS**

|   |     |
|---|-----|
| appointment of  | 128 |
| term of office  | 128 |
| no person, except, to bury bodies of deceased persons | 128 |
| all deaths to be reported to                          | 128 |
| duties and powers                                     | 128 |
| fees  | 128 |

**VACANCIES**

|                                |                      |
|--------------------------------|----------------------|
| in ward offices . . . . .      | 16                   |
| in office of mayor . . . . .   | 4                    |
| in board of aldermen . . . . . | 6                    |
| in common council . . . . .    | 6                    |
| in overseers of poor . . . . . | 23                   |
| certain, how filled . . . . .  | 4, 6, 12, 15, 16, 31 |

**VACCINATION**

|   |    |
|---|----|
| duties of assistant city physician in regard to . . . . . | 96 |
| who shall be entitled to, free of charge . . . . .        | 96 |

**VEHICLES**

|   |     |
|---|-----|
| not to be allowed on commons or public grounds without permit . . . . .           | 68  |
| for conveyance of burdens not to be driven on driveway of Fresh Pond . . . . .    | 82  |
| conveying gunpowder, regulations as to . . . . .                                  | 84  |
| mayor and aldermen may license persons to have a stand for . . . . .              | 85  |
| persons to be licensed by city clerk to drive for conveyance of persons . . . . . | 85  |
| or goods for hire . . . . .   | 85  |
| record of them to be kept by city clerk . . . . .                                 | 85  |
| fees for such licenses . . . . .  | 85  |
| term of such licenses . . . . .   | 85  |
| such licenses not transferable without consent of mayor and aldermen . . . . .    | 85  |
| stands for, where allowable . . . . .   | 85  |
| person unlicensed not to stand in street with, an unnecessary time . . . . .      | 85  |
| person unlicensed not to drive, use for hire . . . . .                            | 85  |
| person licensed not to stand with vehicle for employment, except at . . . . .     | 85  |
| stand assigned, and penalty for violation . . . . .                               | 85  |
| number of license to be marked on hackney carriage . . . . .                      | 85  |
| penalty if not so marked . . . . .  | 86  |
| other licensed vehicles to have number of license marked on them . . . . .        | 86  |
| penalty if not so marked . . . . .  | 86  |
| horse and vehicle not to be left on stand unattended . . . . .                    | 86  |
| penalty if so left . . . . .  | 86  |
| licensee to be considered owner of vehicles and liable to penalties . . . . .     | 86  |
| not to remain unnecessary length of time in streets . . . . .                     | 116 |
| not to be driven on sidewalks . . . . .   | 119 |

**VETO POWER**

|                    |    |
|--------------------|----|
| of mayor . . . . . | 19 |
|--------------------|----|

**VINEGAR**

|                                |     |
|--------------------------------|-----|
| inspector of, salary . . . . . | 100 |
|--------------------------------|-----|

**VOTES**

|  |         |
|--|---------|
| how to be assorted, counted, recorded, and declared . . . . .      | 3, 5, 6 |
| of city council, or of either branch, form of expressing . . . . . | 173     |

**VOTING LISTS**

|  |   |
|--|---|
| how prepared . . . . .                   | 5 |
| to be delivered to ward clerks . . . . . | 5 |

**WALLS**

|  |        |
|--|--------|
| foundation of dwelling-houses, how constructed . . . . .           | 51, 52 |
| of wooden buildings other than dwelling-houses . . . . .           | 52     |
| of brick buildings other than dwelling-houses . . . . .            | 52     |
| external, of brick dwelling-houses . . . . .                       | 53     |
| of brick buildings other than dwelling-houses . . . . .            | 53     |
| party, for dwelling-houses . . . . .                               | 53     |
| in buildings other than dwelling-houses . . . . .                  | 54     |
| doorways, etc., in, not to be cut without permit . . . . .         | 54     |
| brick to have heading courses . . . . .                            | 55     |
| of brick buildings, to be anchored to each other . . . . .         | 56     |
| certain walls of brick buildings to be anchored to beams . . . . . | 56     |
| soft brick not to be used in construction of . . . . .             | 58     |
| external, what is meant by . . . . .                               | 63     |
| party, what is meant by . . . . .                                  | 63     |

**WARDEN**

|                                |              |
|--------------------------------|--------------|
| choice of . . . . .            | 2, 9, 12, 16 |
| to be sworn . . . . .          | 2, 3         |
| powers and duties of . . . . . | 3, 16        |

**WARDEN — Continued.**

|  |          |
|--|----------|
| absence of . . . . .   | 3, 16    |
| to certify copy of record of elections . . . . .             | 3        |
| to sign certificates of election of common council . . . . . | 3, 9, 10 |

**WARD CLERK**

|  |   |
|--|---|
| to certify and return record of elections . . . . .                      | 3 |
| to deliver all records, etc., to successor . . . . .                     | 3 |
| to sign and deliver certificates of election to common council . . . . . | 3 |

**WARD MEETINGS**

|  |   |
|--|---|
| to be holden in pursuance of warrants . . . . .                      | 2 |
| votes, how to be assorted, counted, recorded, and declared . . . . . | 3 |
| records, how to be kept . . . . .                                    | 3 |
| adjournment of . . . . .   | 4 |

**WARD OFFICERS**

|  |       |
|--|-------|
| election of, oath, and certificate of oath . . . . .         | 2, 3  |
| to be chosen by ballot; term of office . . . . .             | 2, 3  |
| if absent, others may be chosen <i>pro tempore</i> . . . . . | 2, 16 |
| vacancies . . . . .  | 16    |
| duties of, in regard to returns of elections . . . . .       | 3, 10 |
| See ELECTIONS.   |       |

**WARD RECORD**

|  |   |
|--|---|
| certificate of oath of warden, clerk, and inspectors of elections to be entered in . . . . . | 3 |
| how to be kept and certified . . . . .   | 3 |
| to be delivered by clerk to his successor . . . . .  | 3 |

**WARDS**

|  |                |
|--|----------------|
| number of boundaries of . . . . .                            | 2, 13, 16, 130 |
| city council may alter boundaries of . . . . .               | 2, 13, 16      |
| number of members of common council in the several . . . . . | 2, 13, 16, 131 |
| officers of . . . . .  | 2, 3, 16       |

**WARRANTS**

|  |        |
|--|--------|
| all meetings of inhabitants to be holden in pursuance of . . . . . | 2      |
| to be issued by mayor and aldermen . . . . .                       | 2      |
| form, service, and return of . . . . .                             | 2      |
| new, on failure to elect mayor or aldermen . . . . .               | 3, 4   |
| for election of representatives in general court . . . . .         | 5, 6   |
| shall specify number to be elected . . . . .                       | 9      |
| for general meeting of citizens . . . . .                          | 6      |
| for elections to fill vacancies . . . . .                          | 10, 15 |

**WARRANTS FOR ELECTIONS**

|  |     |
|--|-----|
| form of, for calling meetings in the several precincts . . . . .           | 132 |
| how issued, and by whom served and returned . . . . .                      | 132 |
| how served . . . . .   | 132 |
| time of opening and closing of polls to be fixed and inserted in . . . . . | 132 |
| form of, for calling general meetings . . . . .                            | 132 |
| how served . . . . .   | 133 |

**WATER**

|   |          |
|---|----------|
| penalty for draining for pipes, reservoirs, etc. . . . .                                      | 137      |
| regulations relative to the use of . . . . .  | 137, 138 |
| to be printed on bill for water rates . . . . .   | 137      |
| persons taking, to keep service pipes in repair . . . . .                                     | 137      |
| not to be wasted . . . . .  | 137      |
| pipes, etc., inserted by city, not to be altered, etc. . . . .                                | 138      |
| not to be supplied to parties not entitled to its use, except by special permission . . . . . | 138      |
| for fountains . . . . .   | 138      |
| abatement for non-use of . . . . .  | 138      |
| seal locks on faucets . . . . .   | 138      |
| penalty for waste of water . . . . .  | 139      |
| for not keeping service pipes, etc., in good order . . . . .                                  | 139      |
| account of, used by the city, to be kept and charged to the proper appropriations . . . . .   | 142      |
| See WATER BOARD, WATER RATES, WATER REGISTRAR, WATER WORKS.                                   |          |

**WATER BOARD**

|   |          |
|---|----------|
| may prescribe regulations for skating on Fresh Pond . . . . .                                     | 82       |
| how constituted . . . . .   | 134      |
| election . . . . .  | 134      |
| term of office . . . . .  | 134      |
| member of city council not to be member of . . . . .  | 134      |
| president of, how elected . . . . .   | 134      |
| may choose a clerk . . . . .  | 134.     |
| powers of board . . . . .   | 134, 135 |
| may appoint a superintendent, water registrar, etc. . . . .                                       | 134      |
| annual report of . . . . .  | 134      |
| may sell personal property of the water department . . . . .                                      | 135      |
| duties of president . . . . .   | 135      |
| members of not to be interested in contracts, etc. . . . .  | 135      |
| to determine water rates . . . . .  | 135, 138 |
| may make regulations as to introduction and use of water . . . . .                                | 135      |
| shall elect superintendent of water works . . . . .   | 135      |
| to decide what is a waste of water . . . . .  | 139      |
| may restrict the use of water . . . . .   | 139      |
| may cut off water and impose fines for neglect to comply with its<br>orders . . . . .             | 139      |
| may restrict use of hand-hose to certain hours . . . . .  | 139      |
| may ascertain by meter the quantity of water used . . . . .                                       | 142      |
| may fix rates for water used for purposes not specified in tariff fixed by<br>ordinance . . . . . | 142      |
| may prevent erection of yard hydrants . . . . .   | 142      |
| may establish regulations for construction of water closets . . . . .                             | 142      |
| See WATER, WATER RATES, WATER REGISTRAR, WATER WORKS.   |          |

**WATER LOAN**

|   |     |
|---|-----|
| not under control of commissioners of the sinking funds . . . . . | 108 |
|---|-----|

**WATER RATES**

|  |     |
|--|-----|
| when payable . . . . .                                     | 136 |
| penalty for non-payment of . . . . .                       | 136 |
| for water supplied through meter . . . . .                 | 136 |
| may be abated by registrar . . . . .                       | 137 |
| to be charged to owner of the property . . . . .           | 139 |
| for dwelling-houses . . . . .                              | 140 |
| for boarding-houses . . . . .                              | 140 |
| for stores, etc. . . . .                                   | 140 |
| for private stables . . . . .                              | 141 |
| for livery stables, etc. . . . .                           | 141 |
| for car and omnibus stables . . . . .                      | 141 |
| for truck and cart stables . . . . .                       | 141 |
| for hose in a stable . . . . .                             | 142 |
| for hose . . . . .   | 142 |
| for hotels . . . . .                                       | 142 |
| for baths . . . . .  | 142 |
| for steam engines . . . . .                                | 142 |
| for water used through meter . . . . .                     | 142 |
| for water supplied for other purposes, how fixed . . . . . | 142 |
| for water used for the extinguishment of fires . . . . .   | 143 |
| for watering streets . . . . .                             | 143 |
| See WATER, WATER BOARD, WATER REGISTRAR, WATER WORKS.      |     |

**WATER REGISTRAR**

|  |          |
|--|----------|
| to make out bills for water, etc. . . . .                            | 38       |
| to deliver same to treasurer . . . . .                               | 38       |
| bills to be numbered . . . . .                                       | 38       |
| to furnish certificates of abatements and refunds . . . . .          | 38       |
| to make monthly reports of bills and abatements to auditor . . . . . | 38       |
| election . . . . .   | 136      |
| tenure of office . . . . .   | 136      |
| duties . . . . .   | 136, 137 |
| annual report . . . . .  | 136      |
| to visit annually all premises where water is taken . . . . .        | 136      |
| when water rates are not paid, etc., to cut off supply . . . . .     | 136      |
| may make abatements in water rates . . . . .                         | 137      |



**WATER REGISTRAR—Continued.**

|   |     |
|---|-----|
| record to be kept by . . . . .  | 137 |
| to make annual report to water board . . . . .                                | 136 |
| shall cut off water for violation of regulations . . . . .                    | 137 |
| to grant permits for alteration, etc., of water pipes in houses, etc. . . . . | 138 |
| may enter premises of water takers . . . . .                                  | 138 |
| See WATER, WATER BOARD, WATER RATES, WATER WORKS.                             |     |

**WATER WORKS**

|   |     |
|---|-----|
| annual report concerning . . . . .                    | 134 |
| receipts on account of . . . . .                      | 136 |
| interest on water loan to be charged to . . . . .     | 136 |
| annual payment into sinking fund . . . . .            | 136 |
| See WATER, WATER BOARD, WATER RATES, WATER REGISTRAR. |     |

**WATER WORKS, SUPERINTENDENT OF**

|                            |     |
|----------------------------|-----|
| election . . . . .         | 135 |
| duties . . . . .           | 135 |
| tenure of office . . . . . | 135 |

**WATERING STREETS**

|  |     |
|--|-----|
| expenditure of appropriation for . . . . . | 42  |
| who may contract for . . . . .             | 42  |
| when contract for can be made . . . . .    | 42  |
| water rates for . . . . .                  | 143 |

**WAYS. See STREETS.****WEIGHERS**

|   |     |
|---|-----|
| to be appointed by mayor and aldermen . . . . . | 102 |
| to be sworn . . . . .                           | 102 |
| duties of . . . . .                             | 102 |
| certificate to be given by . . . . .            | 102 |
| accounts to be kept by . . . . .                | 102 |
| fees . . . . .                                  | 102 |
| to keep scales clear of snow, etc. . . . .      | 102 |
| compensation . . . . .                          | 102 |

**WEIGHTS AND MEASURES. See SEALER OF WEIGHTS AND MEASURES.****WHEEL-BARROWS. See VEHICLES.****WINDOWS. See BAY WINDOWS.****WIRES. See TELEGRAPH AND OTHER ELECTRIC WIRES.****WOOD**

|   |     |
|---|-----|
| not to remain unnecessarily in streets over night . . . . . | 118 |
|---|-----|

**WOODEN BUILDINGS**

|   |    |
|---|----|
| distance between, when used for dwelling houses . . . . . | 54 |
|---|----|

**WORKHOUSE**

|                            |     |
|----------------------------|-----|
| for what persons . . . . . | 144 |
| almshouse to be . . . . .  | 144 |

**WORKING DAY**

|                                      |    |
|--------------------------------------|----|
| for laborers and mechanics . . . . . | 37 |
|--------------------------------------|----|

**YEAR**

|                                     |    |
|-------------------------------------|----|
| financial, when it begins . . . . . | 41 |
|-------------------------------------|----|







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